

Closed Caption Log, Council Meeting, 11/29/07

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GOOD MORNING, I'M AUSTIN MAYOR WILL WYNN.
UNFORTUNATELY I'M TOLD THAT FATHER JIM, PASTOR AT SAINT AUSTIN'S CATHOLIC CHURCH COULDN'T BE HERE AT THE LAST MINUTE. SO I WOULD LIKE TO ASK YOU IF YOU WOULD PLEASE JUST JOIN ME IN A MOMENT OF SILENCE TO BEGIN OUR MEETING. THANK YOU VERY MUCH. THERE BEING A QUORUM PRESENT, AT THIS TIME I WILL CALL TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. IT IS THURSDAY, NOVEMBER 29th, APPROXIMATELY 10:18 A.M., HERE IN THE CITY COUNCIL CHAMBERS HERE AT THE CITY HALL BUILDING, 301 WEST SECOND STREET. WE HAVE A HANDFUL OF CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. THEY ARE ... TO NOTE THAT ITEMS 3 AND 4 ARE POSTPONED TO DECEMBER 13th, 2007. THAT ITEMS -- WE SHOULD NOTE THAT ITEM 9 AND 54 ARE RELATED TO ONE ANOTHER. ALSO NUMBER 9 WE SHOULD NOTE THAT IT'S RECOMMENDED BY THE WATER AND WASTEWATER COMMISSION. ON ITEM NO. 10 WE SHOULD STRIKE THE WORDS APPROVE A RESOLUTION AUTHORIZING AND JUST INSERT THE VERB AUTHORIZE. AND ITEM -- WE SHOULD NOTE THAT ITEM 22 HAS BEEN WITHDRAWN BY STAFF. ITEM NO. 25 COMES RECOMMENDED TO US BY THE WATER AND WASTEWATER COMMISSION. AND ON ITEM NO. 70, IT SHOULD READ: FROM GENERAL OFFICE MIXED USE CONDITIONAL OVERLAY OR GO-MU-CO COMBINING DISTRICT ZONING, AND ON ITEM NO. 97 WE SHOULD APPARENTLY CORRECT THE CASE NUMBER, IT SHOULD HAVE READ: C 14-2007-0224. THIS IS THE GREATER SOUTH RIVER CITY VERTICAL MIXED USE

ITEM. FOR OUR SCHEDULE TODAY, HERE IN A FEW MINUTES AFTER WE GO THROUGH OUR CONSENT AGENDA, WE WILL HAVE A MORNING BRIEFING FROM THE AUSTIN TECHNOLOGY INCUBATOR OR ATI ON ITS ANNUAL REPORT. ALTHOUGH WE WON'T BE TAKING ACTION ON ITEMS, AT NOON WE BREAK FOR GENERAL CITIZENS COMMUNICATION. AT 2:00 WE HAVE AN AFTERNOON BRIEFING, ESSENTIALLY A PRESENTATION BY THE TWO COMPETING FIRMS REGARDING THE EAST RIVERSIDE CORRIDOR PLAN. SO WE WON'T TAKE UP THE ITEM SELECTING THAT CONSULTANT GROUP UNTIL AFTER THE PRESENTATION. AT 4:00 WE GO TO THE ZONING CASES. AT 5:30 WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS, LC LOVE IS OUR MUSICIAN TODAY, SO STAY TUNED. AT 6:00 WE WILL CONDUCT SEVERAL PUBLIC HEARINGS. SO FAR, COUNCIL, JUST A HANDFUL OF ITEMS THAT HAVE BEEN PULLED OFF THE CONSENT AGENDA. WE WILL HAVE NUMBER -- ITEM NO. 9 OFF THE CONSENT AGENDA AS IT RELATES TO AN EXECUTIVE SESSION ITEM. ITEM NO. 11, REGARDING OUR BOARDS AND COMMISSIONS WILL BE PULLED LIKELY FOR A COUPLE OF QUICK AMENDMENTS. ITEM NO. 12 IS PULLED BY COUNCILMEMBER MARTINEZ RELATED TO A -- TO A MUNICIPAL COURT ISSUE. ITEM NO. 15, RELATED TO THE SITING OF OUR MUNICIPAL COURT IS ALSO PULLED OFF THE CONSENT AGENDA. WE WILL TAKE UP THAT DISCUSSION THIS MORNING AS WELL. ITEM NO. 26 IS PULLED OFF THE CONSENT AGENDA AS IT RELATES TO THE BRIEFING REGARDING THE EAST RIVERSIDE CORRIDOR PLAN.

ADDITIONAL ITEMS TO BE PULLED OFF THE CONSENT AGENDA.

ITEM NO. 99 SOLICITATION ORDINANCE, IN RESPONSE TO THE REQUEST BY THE HOMELESS ADVOCATES WHO NEED TO BE AT THE SHELTER BY 6:00 P.M. TO -- TO HAVE A SPACE THERE PROBABLY BEFORE THEN, SINCE THIS ITEM IS POSTED AT 6:00 P.M. TODAY THAT ISN'T VERY -- IT'S NOT FEASIBLE FOR THEM TO ATTEND THAT, THEY WOULD LIKE TO ATTEND. SO I WOULD LIKE TO POSTPONE THAT ITEM -- THAT PUBLIC HEARING FOR NEXT COUNCIL MEETING, WHICH IS DECEMBER 6th.

Mayor Wynn: THANK YOU, ACTUALLY, TECHNICALLY WE WON'T BE ABLE TO TAKE UP THAT POSTPONEMENT ACTION

UNTIL THE 6:00 POSTED BUT THIS IS A GOOD OPPORTUNITY FOR FOLKS TO HEAR THAT I STRONGLY SUSPECT THAT WE WILL CERTAINLY GRANT THAT REQUEST. AND ITEM NO. 99 WILL BE POSTPONED, BUT THAT VOTE TO POSTPONE CAN'T BE TAKEN UNTIL 6:00 P.M. THIS EVENING.

Kim: THANK YOU.

Mayor Wynn: THANK YOU. ADDITIONAL ITEMS TO BE PULLED OFF THE CONSENT AGENDA, COUNCIL?

McCracken: I HAVE A QUESTION. YEAH, WHY 3 AND 4 WERE BEING POSTPONED? RECOMMENDED FOR POSTPONEMENT? WHO RECOMMENDED THAT?

Mayor Wynn: WELL, MS. EDWARDS. WELCOME, MS. EASY WARDS.

THANK YOU, SUE EDWARDS DIRECTOR FOR ECONOMIC GROWTH AND REDEVELOPMENT SERVICES OFFICE. COUNCILMEMBER, THE CONTRACTS WERE RECEIVED THIS WEEK AND SINCE THERE WERE MINOR CHANGES IN THE CONTRACTS, THE LAW DEPARTMENT ASKED THAT WE HAVE A LITTLE BIT EXTRA TIME TO REVIEW THEM. WE DON'T SEE ANY PROBLEM WITH THEM, BUT WE JUST WANTED TO MAKE SURE THAT EVERYTHING WAS OKAY.

THANK YOU.

Mayor Wynn: THANK YOU, SUE. AGAIN, ANY ADDITIONAL ITEMS TO BE PULLED OFF THE CONSENT AGENDA? BUT BEFORE I READ OUR PROPOSED CONSENT AGENDA NUMERICALLY, THIS WILL BE AN OPPORTUNITY FOR ANY OF US TO ANNOUNCE ITEMS THAT WE BELIEVE WILL BE COMING FORWARD ON UPCOMING COUNCIL MEETINGS. I GUESS THAT I'LL START BY SAYING THAT -- THAT I ANTICIPATE BRINGING FORWARD HERE IN THE NEXT MEETING OR TWO, SO EITHER THE 6th OR THE 13th, A RESOLUTION THAT WILL BE DIRECTING HOW WE WILL SET ASIDE INDOOR USE, THE ADDITIONAL SALE PROCEEDS FROM BLOCK 21. SOME OF YOU ALL KNOW SINCE THE OFFICE OF CHILDREN'S MUSEUM IS NOT TAKING THE SPACE IN THAT BUILDING THAT WE WERE ESSENTIALLY SETTING ASIDE MONEY FOR US TO HAVE A

CONDOMINIUM OWNERSHIP IN, THERE'S AN ADDITIONAL APPROXIMATELY \$5 MILLION IN NET SALES PROCEEDS FROM BLOCK 21 AND IN THE NEXT WEEK OR TWO I ANTICIPATE AN ITEM THAT WILL ALLOCATE THE USE OF THOSE FUNDS. ALSO, I BELIEVE THAT COUNCILMEMBER COLE AND OTHERS AND I MIGHT BE BRINGING FORWARD A MUSIC TASK FORCE, SPECIFICALLY -- MANY OF YOU ALL KNOW THAT WE HAVE A -- THAT WE HAVE AN ONGOING DEBATE MOSTLY RELATED TO SOUND AND MUSIC, MOSTLY IN OUR DOWNTOWN, BUT WE'VE -- MANY OF US FEEL THE NEED TO FORM A TASK FORCE TO ADDRESS SEVERAL OF THOSE ISSUES. AND -- AND IN A GOOD WAY. LASTLY, FROM MY STANDPOINT, A BIG PART OF THE AUSTIN CLIMATE PROTECTION PLAN WAS ANNOUNCED EARLIER THIS YEAR, DEALS WITH OUR BUILDINGS. AND DISPROPORTIONATELY MOST OF THE ELECTRICITY CONSUMED IN THIS CITY ARE CONSUMED IN NON-INDUSTRIAL BUILDINGS. OUR HOMES AND OUR OFFICES. AND A -- AND A PART OF THE PLAN REGARDING TRYING TO HELP CONSERVE ENERGY WAS THE CONCEPT OF HAVING MANDATORY UPGRADES, ENERGY EFFICIENCY UPGRADES AT THE POINT OF SALE. WE -- I DON'T THINK WE CAN, I DON'T THINK IT'S APPROPRIATE FRANKLY TO REQUIRE FOLKS OVERNIGHT TO -- TO UPGRADE THE ENERGY EFFICIENCY OF THEIR HOME OR INSULATION IN THE -- MORE INSULATION IN THE ATTIC, BETTER INSULATION IN THE DOORS AND WINDOWS. WE DO BELIEVE, THINK IT'S VERY APPROPRIATE TO ADDRESS THAT ISSUE AT A POINT OF SALE. WHEN A HOME OR A BUILDING IS SOLD, THERE WILL BE -- MINIMUM ENERGY EFFICIENCY STANDARDS THAT NEED TO BE MET. IN ORDER FOR US TO DO THAT, WE BELIEVE IN AN APPROPRIATE WAY WE WILL BE FORMING A TASK FORCE, A WORKING GROWN, COMPRISED OF REALTORS AND HOME BUILDERS AND THE REMODELING INDUSTRY HERE IN TOWN, AND OTHERS, TO -- TO COME UP WITH THE SPECIFICS, THE DETAILS OF HOW WE WILL HAVE THE LEGAL REQUIREMENT SOONER RATHER THAN LATER FOR MINIMUM ENERGY EFFICIENCY UPGRADES AT A POINT OF SALE. MY INSTINCT IS THIS WILL BE A FRAME SIMILAR TO THE 0 ENERGY CAPABLE HOME TASK FORCE THAT WE FORMED LAST SUMMER AND HAVE COME BACK, WE HAVE NOW AMENDED OUR ELECTRIC CODE TO -- TO BEGIN THAT MARCH TOWARDS 0 ENERGY CAPABLE HOMES, THAT WAS CHAIRED BY -- OR COMPRISED

OF FOLKS IN THE DESIGN AND -- AND BUILDING COMMUNITIES. THE REALTORS. AND SO I THINK WE WILL FIGURE OUT HOW TO APPOINT A TASK FORCE TO HELP US DEAL WITH THE POINT OF SALE UPGRADES. COUPLE, THOSE ARE THE THREE THAT I'M AWARE OF. ANY ADDITIONAL ITEMS LIKELY TO BE COMING FROM COUNCIL? COUNCILMEMBER KIM?

Kim: I'M WORKING WITH CERTAIN NEIGHBORHOOD GROUPS AND ALSO THE REMODEL ASSOCIATION TO CREATE SOME DEFINITIONS AROUND REMODELING. THERE HAVE BEEN SOME CASES WHERE ENTIRE STRUCTURES HAVE BEEN CREATED UNDER A REMODELING PERMIT. ACTUALLY I LEARNED THAT WE DO HAVE SOMETHING CALLED AN ADDITIONS PERMIT BUT IT ISN'T USED. SO THERE'S SOME CONFUSION, I WOULD LIKE TO GET SOME CLARIFICATION BECAUSE PEOPLE ARE CONCERNED ABOUT WHAT IS BEING DONE UNDER REMOD EARLIERS -- REMODELERS PERMIT. THAT IS GOING ON RIGHT NOW, WE WILL PROBABLY BRING SOMETHING FOR THE STAFF FOR THEM TO START WORKING ON THAT SPECIFICALLY. ANOTHER ITEM IS WORKING ON IS ALSO TO ADD A STAFF PSYCHOLOGIST FOR AUSTIN POLICE DEPARTMENT. WE HAVE A NUMBER OF POLICE OFFICERS WHO WILL BE RETURNING FROM THE RESERVES AND HAVE BEEN IN AFGHANISTAN AND IRAQ AND THEY HAVE -- THEY HAVE VERY SPECIFIC NEEDS WHEN IT COMES TO PSYCHOLOGICAL HELP AND JUST ADJUSTING BACK TO THE WORKFORCE. ALSO WE HAVE -- WE USED TO HAVE TWO STAFF PSYCHOLOGISTS BUT WE HAVE -- BECAUSE SOME HAVE RETIRED THAT WE HAVE ONLY KEPT ONE, WE DO HAVE A GROWING POLICE, A NUMBER OF POLICE OFFICERS WHO DO NEED ASSISTANCE. SO I WILL BE WORKING WITH THE CITY MANAGER'S OFFICE AS WELL AS THE POLICE DEPARTMENT TO FIND A -- AN -- ALLOCATING AN F.T.E. THAT WILL BE VACANT SOON TO BE ABLE TO CREATE IN A POSITION FOR THE POLICE OFFICERS.

THANK YOU, COUNCILMEMBER. FURTHER ANTICIPATED ITEMS ON FUTURE AGENDAS? COUNCILMEMBER COLE?

MAYOR, I WOULD JUST LIKE TO CLARIFY THE ITEM THAT I'M BRINGING WITH YOU ON THE SOUND ISSUES THAT WE HOPE TO CREATE A TASK FORCE THAT WILL CONSIST OF

MEMBERS FROM BOTH THE MUSIC COMMISSION AND THE PLANNING COMMISSION AND OTHER ENTITIES THAT HAVE A STAKE AND THAT WE'RE HOPING NOT TO JUST DEAL WITH THE SOUND ORDINANCE, BUT ALSO SOUND ISSUES IN GENERAL AS THEY RELATE TO ESPECIALLY DOWNTOWN WITH THE GROWTH.

GREAT. THANK YOU. SOP THEN, COUNCIL, WITH THAT, I WILL READ NUMERICALLY A PROPOSED CONSENT AGENDA. AND IT WILL BE TO APPROVE ITEMS 1, 2, 5, 6, 7, 8, 10 PER CHANGES AND CORRECTION, 13, 14, 16,, 17, 18, 19, 20, 21, 23, 24, 25 PER CHANGES AND CORRECTION, 27, FROM OUR PURCHASING OFFICE ITEMS 28, 29, 30, 31, 32, 33, 34, 35, 36 AND 37. FROM OUR WATERSHED PROTECTION AND REVIEW DEPARTMENT, ITEMS 38 -- DEVELOPMENT AND REVIEW DEPARTMENT, ITEMS 38. APPROVING ITEM NO. 39, OUR APPOINTMENTS TO OUR BOARD AND COMMISSIONS THAT I WILL READ INTO THE RECORD. THOSE WILL BE TO OUR CHILD CARE COUNCIL, JOE FIERRO IS COUNCILMEMBER KIM'S NOMINEE, THE LIBRARY COMMISSION, GLORIA MEREZ IS COUNCILMEMBER MCCRACKEN'S NOMINEE. AND TO THE SOLID WASTE ADVISORY COMMISSION, JASON PITTMAN IS COUNCILMEMBER COLE'S NOMINEE. AND TO OUR URBAN TRANSPORTATION COMMISSION, ED EASTSTON IS ALSO COUNCILMEMBER COLE'S NOMINEE FOR NUMBER 39 ON THE CONSENT AGENDA. WE ALSO WILL BE APPROVING ITEM NO. 40, 41, 42, 43, 44, 45, 46, 47, WE WILL BE SETTING THE PUBLIC HEARINGS BY APPROVING ITEM 48, AND 49.. 49. I'LL ENTERTAIN A MOTION TO APPROVE THAT CONSENT AGENDA.

SO MOVE.

Mayor Wynn: MOTION BY COUNCILMEMBER COLE. SECONDED BY COUNCILMEMBER MCCRACKEN TO APPROVE THE CONSENT AGENDA AS READ. FURTHER COMMENTS?

MAYOR, FOR CLARIFICATION, I'M ASSUMING THAT THE MOTION ON THE CONSENT AGENDA INCLUDES THE POSTPONEMENT OF ITEMS 3 AND 4.

Mayor Wynn: I -- GOOD POINT. I DIDN'T READ THEM ON THE CONSENT AGENDA. SO -- SO IF COUNCILMEMBER COLE AND COUNCILMEMBER MCCRACKEN DON'T OBJECT, WE WILL

JUST CONSIDER ITEMS 3 AND 4 THE ACTION ON THE
CONSENT AGENDA WILL BE POSTPONING THOSE TWO ITEMS
TO DECEMBER 13th, 2007. THANK YOU, MR. SMITH.
COMMENTS ON THE CONSENT AGENDA? COUNCILMEMBER
LEFFINGWELL?

Leffingwell: I JUST WANT TO SAY QUICKLY ABOUT ITEM NO. 42,
WHICH IS ESTABLISHING A TASK FORCE TO ALTHOUGH AT
THE WATERFRONT OVERLAY. AS ALL OF US KNOW, THERE
HAVE BEEN A LOT -- THERE'S BEEN A LOT OF CONTROVERSY
ABOUT WHAT OUR CURRENT ORDINANCE REALLY SAYS. SO
THE PURPOSE OF THIS TASK FORCE IS JUST TO GO BACK
AND LOOK AT IT AND TRY TO CORRECT ANY AM BUDGET.....
-- AMBIGUITIES THAT MIGHT EXIST. IT'S BASICALLY A STUDY
GROUP TO SEE WHAT IF ANYTHING NEEDS TO BE DONE.

Mayor Wynn: THANK YOU, FURTHER COMMENTS? MAYOR PRO
TEM?

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Dunkerly: I AM VERY SUPPORTIVE OF ITEMS 44, 45, 46. BUT I
DO HAVE ONE COMMENT, PARTICULARLY ON 45 THAT WE
ARE LOOKING AT TRYING TO IMPROVE THE SUSTAINABILITY
OF -- IN THE OPERATION AND MAINTAIN OF OUR CITY
BUILDINGS. THIS IS GOING TO HAVE I THINK OVER TIME A
SUBSTANTIAL PRICE TAG. SO AS WE GET THAT ANALYSIS
DONE, I THINK IT'S IMPORTANT THAT WE PRIORITIZE THOSE
THINGS SO THAT WE CAN INCLUDE THEM IN OUR BUDGETS
OVER THE NEXT FEW YEARS. I WISH SOMETHING WE COULD
DO OVERNIGHT, BUT IT'S -- IT'S PROBABLY GOING TO TAKE
THAT KIND OF PLAN. BUT I THINK IT'S TIME THAT WE BEGAN
MOVING IN THAT DIRECTION.

Mayor Wynn: AGREED. IF I CAN JUST TO BUILD ON MAYOR
PRO TEM'S STATEMENTS. ITEM NO. 45 IS REGARDING THE
CITY OF AUSTIN'S LEADS, LEADERSHIP AND ENERGY AND
ENVIRONMENTAL DESIGN STANDARDS FOR OUR OWN
BUILDINGS. IN DOING SOME ANALYSIS AND SORT OF SOME
MONITORING WORK, IF YOU WILL OF OUR TRACK RECORD
IT'S TO BE LAUDED, WE WERE THE FIRST CITY WE BELIEVE IN
THE COUNTRY FROM 2002 FROM AN ORDINANCE
STANDPOINT TO MEET LEADS CERTIFICATION. A COUPLE OF

THINGS. ONE IS WE SEND A LOT OF MONEY, FRANKLY, ON THE CONSULTING SERVICES IN ORDER FOR A BUILDING TO BE LEADS CERTIFIED. IT'S A LENGTHY AND CAN BE EXPENSIVE PROCESS JUST ON THE CERTIFICATION ELEMENT OF IT. WE HAVE BEEN OUTSOURCING THAT FOR THESE LAST SEVERAL YEARS, THIS MIGHT ALLOW US TO GIVE US AN ANALYSIS ABOUT THE COST BENEFIT OF HAVING AN INTERNAL STAFF PERSON OR TWO TO HAVE THOSE QUALIFICATIONS SO WE COULD DO IT INTERNALLY AND NOT HAVE TO GO OUTSIDE FOR CERTIFICATION. ALSO AS THE LEADS CERTIFICATION AND PROCESS CONTINUES TO EVOLVE IN THIS COUNTRY, THE -- PEOPLE ARE RECOGNIZING IT'S NOT SIMPLE SET IT AND THEN FORGET ABOUT IT. YOU EITHER ACTUALLY HAVE TO CONTINUALLY MAINTAIN AND ADDRESS ISSUES REGARDING THE OPERATION AND MAINTENANCE OF BUILDINGS FOR THE -- TO REMAIN CERTIFIED. WE DO WANT TO UNDERSTAND WHAT THOSE COSTS MIGHT BE. THE HOPE IS THAT THE WHOLE CONCEPT OF LEADS AND GREEN BUILDING CAN BE THAT THE LONG-TERM LIFE CYCLE COST OF THESE BUILDING EASILY PAYS FOR WHAT UP FRONT CAPITAL MIGHT BE NEEDED TO QUALIFY FOR THAT CERTIFICATION. BUT THIS -- THIS ITEM HOPEFULLY WILL JUST ALLOW -- GIVE STAFF THE DIRECTION AND SUPPORT THEY NEED TO GO HELP US FIGURE ALL THAT OUT. COME BACK WITH WHAT MIGHT BE THAT PLAN FROM A BUDGETARY STANDPOINT AS WELL.

Dunkerly: I THINK YOU'RE RIGHT. I THINK OVERTIME THIS IS A VERY COST EFFECTIVE THING TO DO. WE HAVE TO PLAN IT OUT. I'M REALLY HAPPY TO SEE THESE THREE ITEMS BEING BROUGHT FORWARD TODAY.

Mayor Wynn: IF I CAN THEN, ALSO, ITEM NO. 44, LOOKS AS THOUGH IT'S RELATED. IT'S A LITTLE BIT DIFFERENT, BUT IT IS THE ENHANCEMENT OF OUR GREEN BUILDING REQUIREMENTS. AS YOU KNOW, AUSTIN'S GREEN BUILDING PROGRAM ESSENTIALLY HAS BEEN A VOLUNTARY PROGRAM WHEREBY THROUGH AUSTIN ENERGY WE OFFER A TECHNICAL ASSISTANCE, SOME RESOURCES FOR FOLKS WHO WANT TO -- WHO CHOOSE TO BUILD A GREEN BUILDING. APPROXIMATELY 20 TO 25% OF ALL NEW SINGLE FAMILY HOMES EACH YEAR BUILT IN AUSTIN CHOOSE TO GO THROUGH THAT -- YOU KNOW, THAT VOLUNTARY PROCESS.

BUT WE DO HAVE SOME MANDATORY REQUIREMENTS. THAT IS IF YOUR PROPERTY IS ZONED CBD, DMU, IF YOU ARE PART OF THE UNIVERSITY NEIGHBORHOOD OVERLAY OR UNO OR IF YOU ARE QUALIFYING FOR SMART HOUSING, WE REQUIRE THAT YOU HAVE CERTAIN GREEN BUILDING STANDARDS. AND IT'S A LITTLE MORE COMPLICATED THAN THIS, BUT ESSENTIALLY WE REQUIRE ONE STAR LEVEL SERVICE AND SO -- SO WHAT THIS WILL DO WILL BEGIN THE PROCESS OF ENHANCING THOSE REQUIREMENTS. THAT IS AS FOLKS DO CHOOSE TO HAVE A DEVELOPMENT THAT IS PART OF OUR REQUIRED GREEN BUILDING PROGRAM, OUR GOALS SHOULD BE TO INCREASE THE EFFICIENCY OF THOSE BUILDINGS. OVERLY SIMPLISTIC, TO GO FROM ONE STAR TO TWO STARS. ENHANCING WHAT WILL BE THE REQUIREMENTS OF FOLKS WHO ARE REQUIRED TO GO THROUGH OUR GREEN BUILDING PROGRAM. LASTLY, I GUESS WHILE I STILL HAVE THE MIC, STORY, ITEM 43 IS THE TRAIL ENHANCEMENT PLAN. OUR HIKE AND BIKE TRAIL ALONG -- AROUND LADYBIRD LAKE IS AN ASSET THAT THOUSANDS AND THOUSANDS OF PEOPLE UTILIZE. YOU CAN SEE THAT YOU CAN ALMOST LOVE SOMETHING TO DEATH. THERE'S LOTS OF IMPROVEMENTS NEEDED TO THE TRAIL. LOTS OF SORT OF MAINTENANCE RELATED FROM EROSION TO ACCESSIBILITY TO THE FOUNTAINS TO PUBLIC RESTROOMS, ET CETERA. SO WHAT THIS ITEM DOES IS -- HAS THE CITY MANAGER WORKING IN COOPERATION WITH THE TRAIL FOUNDATION TO DEVELOP A VERY SPECIFIC TRAIL ENHANCEMENT PLAN WORKING THROUGH OUR PARKS BOARD, WITH LOTS OF PUBLIC INVOLVEMENT AND INPUT AND THEN FUNDAMENTALLY, ULTIMATELY COMING TO THE COUNCIL FOR APPROVAL. THE HOPE BEING THAT WE CAN COME UP WITH THE HANDFUL OF PROJECTS THAT EVERYBODY RECOGNIZES SHOULD BE ACCOMPLISHED. BY HAVING SORT OF A PREAPPROVED ENHANCEMENT PLAN, THEREFORE WHEN THE FUNDS ARE AVAILABLE, PERHAPS WHEN PRIVATE FUNDS ARE OFFERED TO THE CITY FOR A SPECIFIC PROJECT, WE CAN START THOSE IMPROVEMENTS RIGHT AWAY. SO HATS OFF TO THE TRAIL FOUNDATION WHO HAVE ALREADY BEEN DOING A LOT OF HEAVY LIFTING ALONG THE TRAIL AS IT IS. THEY ARE OF COURSE PARTNERING WITH US ON THE -- ON THE -- ON THE RIVERSIDE DRIVE BOARD WALK PROJECT. SO THIS WILL HAVE THE CITY MANAGER WORKING WITH THE TRAIL

FOUNDATION GOING THROUGH OUR PARKS BOARD TO COME UP WITH A PREAPPROVED SET OF ENHANCEMENTS FOR THE TRAIL. THANK YOU. FURTHER COMMENTS? COUNCILMEMBER COLE?

Cole: I WOULD JUST LIKE TO REITERATE WHAT MAYOR WYNN AND THE MAYOR PRO TEM SAID ABOUT THE GREEN BUILDING AND BRING THAT INTO WHAT SPEAKER NANCY PELOSKY TOLD US EARLIER WHEN SHE VISITED US ABOUT THE NEED TO ADOPT AGGRESSIVE GREEN BUILDING STANDARDS. SHE ALSO MENTIONED THAT THE FEDERAL GOVERNMENT WAS IN THE PROCESS OF EXTENDING THAT TO -- TO PARTICULAR COMMUNITIES OF COLOR. HOW THAT IS ONE OF THE BIGGEST CHALLENGES BECAUSE OF THE TREMENDOUS COSTS INVOLVED. AND THAT HOW CITIES WERE GOING TO HAVE TO TAKE ON SOME OF THAT BURDEN OF INCENTIVES, SO I'M GLAD THAT WE ARE BEGINNING ON A ROAD TO -- TO RECOGNIZE INCENTIVES THAT WE CAN OFFER PEOPLE FOR GREEN BUILDING IN RESIDENTIAL HOUSING.

Mayor Wynn: FURTHER COMMENTS ON THE CONSENT AGENDA? WE HAVE A MOTION AND A SECOND ON THE TABLE. HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. COUNCIL, MY INSTINCT IS THAT WE COULD TAKE UP TWO DISCUSSION ITEMS QUICKLY BEFORE WE GO TO OUR MORNING BRIEFING. IF FOLKS WOULD BE KIND ENOUGH TO PLEASE TAKE THEIR CONVERSATION OUT IN THE FOYER, WE WOULD APPRECIATE THAT. ITEM NO. 11, COUNCIL, PULLED OFF THE CONSENT AGENDA ONLY BECAUSE WE HAVE A COUPLE OF AMENDMENTS I THINK WE CAN GET THROUGH RELATIVELY QUICK ORDER. ITEM 11 -- RELATES TO THE RESTRUCTURING PROVISIONS OF OUR BOARDS AND COMMISSIONS, WE'VE HAD THE BACKUP PROPERLY POSTED AND CIRCULATED, BUT I BELIEVE THERE IS THE IDEA OF A COUPLE OF POTENTIAL AMENDMENTS. SO WITH THAT I WOULD LIKE TO RECOGNIZE COUNCILMEMBER LEFFINGWELL.

Leffingwell: WE GOT A BRIEFING FROM THE STAFF FOR THE LAST MEETING ON WHAT THE CONTENT WAS. DO WE HAVE ANYONE SIGNED UP TO SPEAK?

GOOD QUESTION. YES, WE DO. [INDISCERNIBLE] TESTIMONY.

Leffingwell: WELL, I WOULD JUST SAY THAT THE INTENT OF THIS ITEM IS THE IMPLEMENT OF RECOMMENDATIONS THAT WERE AHEAD IN LARGE PART BY THE TASK FORCE THAT OPERATED BY THREE YEARS AGO, CHAIRED BY FORMER COUNCILMEMBER BILL SPELMAN. THEY MADE A NUMBER OF RECOMMENDATIONS FOR CONSTRUCTIVE CHANGES IN THE BOARD AND COMMISSION SYSTEM AND IT'S KIND OF A DORMANT UNTIL THIS TIME. I THINK BY AND LARGE IT WILL BE A BIG IMPROVEMENT IN OUR BOARD AND COMMISSION SYSTEM WHICH SERVES US WELL. WE WANT TO CONTINUE TO TRY TO IMPROVE IT AND CONTINUE THE ASSISTANCE THAT THEY GIVE US. SO WITH THAT, I THINK AS I SAID WE'VE ALREADY HAD THE BRIEFING, AFTER WE TAKE PUBLIC COMMENT I WILL BE READY TO MAKE A MAGS ON..... -- MAKE A MOTION ON IT.

Mayor Wynn: WE HAVE A COUPLE OF CITIZENS. LAURA -- LAURIE RENTARIA, FOLLOWED BY GERARD KINNEY.

THANK YOU FOR THE OPPORTUNITY TO SPEAK ON THIS ITEM. I'M SORRY I MISSED THE BRIEFING LAST WEEKEND THAT ORDINANCE IS SO LONG I REALLY ONLY HAD OUR CURSORY --

ONLY 68 PAGES.

RIGHT. [LAUGHTER]

AND I HAD TROUBLE GETTING TO IT ONLINE LAST WEEK. BETWEEN MY HUSBAND AND MYSELF OVER THE PAST 25 YEARS, WE'VE VOLUNTEERED FOR ABOUT 10 DIFFERENT BOARDS, COMMISSIONS AND TASK FORCES AND GENERALLY MY QUICK READ IS THAT THESE ARE GOING TO BE VERY POSITIVE CHANGES THAT NEED TO BE MADE. I THINK THAT MY EXPERIENCE ON BOARDS AND COMMISSIONS AND THE CITY STAFF THAT SUPPORT THEM ARE GENERALLY THE -- THE DEPARTMENT AND THE STAFF, THEY EITHER LOVE YOU

OR LOATH YOU. THAT REALLY DEPENDS ON THE PERSONALITIES AND THE CONFLICTS THAT OCCUR. GENERALLY, THE CHAIR IS ABLE TO WORK THOSE OUT AND YOU HAVE A PRODUCTIVE EXPERIENCE..... EXPERIENCE. BUT I DO WANT TO BRING TO YOUR ATTENTION A COUPLE OF THINGS THAT I THINK ARE VERY IMPORTANT. ONE -- I DON'T WANT TO NAOMI FUENTES LIKE I SAID -- NAME NAMES LIKE I SAID, I HAVE SERVED ON BOARDS AND COMMISSIONS FOR 25 YEARS, I THINK THAT IT'S A CONFLICT OF INTEREST TO HAVE A CITY EMPLOYEE SERVE ON AN ADVISORY BOARD IN THEIR OWN DEPARTMENT. IT'S NOT A COMMON THING BUT IT CAN PRESENT PROBLEMS. I THINK CITY EMPLOYEES SHOULD BE ALLOWED TO SERVE THEIR CITIZENS LIKE THE REST OF US, BUT I WOULD LIKE TO SEE IN THE POLICY UNDER THE CONFLICT THAT A CITY EMPLOYEE MAY NOT SERVE ON AN ADVISORY BOARD OR COMMISSION IN THE DEPARTMENT THAT THEY SERVE IN AND EVEN IF THEY ARE SERVING AS A CITIZEN IN ANOTHER BOARD, THEY SHOULD NOT HAVE A LEADERSHIP ROLE. THEY SHOULD NOT SERVE AS THE CHAIR. OR THE SECRETARY. THE FACT IS THAT CITY STAFF THERE'S ESPRIT DE CORPS, CAMARADERIE, THEIR LOYALTY NECESSARY HAS TO BE TO THEIR JOB AND THEIR CO-WORKERS, SO I DON'T THINK IT'S APPROPRIATE TO HAVE CITY EMPLOYEES SERVING AS CHAIR PEOPLE WHEN THE STAFF ARE REPORTING TO THE MANAGEMENT. THE OTHER THING I READ, I'M NOT REAL CLEAR ON THIS. WE HAVE LOST SOME REALLY GOOD PEOPLE WHO CAN'T AFFORD TO LIVE IN AUSTIN AND HAVE TO MOVE AND THEN THEY HAVE TO RESIGN THEIR POSITIONS. I AGREE THAT PEOPLE SHOULD LIVE IN THE CITY TO SERVE ON A BOARD. I WONDER IF THAT PROVISION ALSO EXTENDS TO THE E.T.J. YOU KNOW, THERE ARE ALREADY A LOT OF FOLKS, VERY CONTROVERSIAL WHEN WE DO AN TEJANO THING AND -- WHEN WE DO AN E.T.J. THING, TO BUILD POSITIVE RELATIONSHIPS WITH NEW COMMUNITIES, I THINK IT WOULD BE IMPORTANT TO ALLOW CITIZENS FROM THOSE E.T.J. AREAS TO SERVE ON OUR BOARDS AND COMMISSIONS. IT'S A WAY TO BUILD TRUST. THAT'S ABOUT -- ONE OTHER THING. I SERVED ON THE DOWNTOWN COMMISSION AS THE FIRST RESIDENT ADJACENT NEIGHBORHOOD AS PART OF THE WHOLE RUDAT THING, BUILDING BRIDGES BETWEEN DOWNTOWN AND THE EAST SIDE. SOMEHOW OVER TIME THAT SLOT GOT NAMED

OLE MEXICO. OLE MEXICO I WAS A FOUNDING MEMBER OF THAT GRIEWSM IT'S DEFUNCT. WE V... HAVEN'T HAD A MEETING SINCE 1997. I DON'T THINK IT'S APPROPRIATE TO LIST A GROUP TO HAVE A SEAT ON THAT BOARD WHEN AS A FOUNDING MEMBER I'VE NOT BEEN INVITED TO A MEETING SINCE THE LATE 90s. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MS. RENTARIA. COUNCILMEMBER LEFFINGWELL?

Leffingwell: I WOULD JUST LIKE TO ADDRESS A COUPLE OF YOUR COMMENTS. FIRST OF ALL, AS TO THE RESIDENCY REQUIREMENT, THAT'S ALWAYS BEEN IN THE ORDINANCE, THAT'S NOW A NEW CHANGE. THAT'S A CARRYOVER. THERE IS A PROVISION FOR THE COUNCIL TO WAIVE THAT REQUIREMENT. I KNOW WHEN I WAS ON THE ENVIRONMENTAL BOARD AT ONE TIME OR ANOTHER WE HAD TWO DIFFERENT PEOPLE WHO LIVED OUTSIDE THE CITY. SO IT'S WITHIN THE COUNCIL'S DISCRETION TO WAIVE THAT REQUIREMENT. AND APPOINT SOMEBODY IF THE SITUATION WARRANTS. WITH RARD REGARD TO THE DOWNTOWN COMMISSION, THAT LIST INCLUDES OLE MEXICO, WE JUST FOUND OUT THAT IT'S BASICALLY DEIF YOU THINK. THERE ARE A COUPLE -- DEFUNCT. THERE ARE A COUPLE ON THERE. WE DO WANT TO LOOK AT THOSE, WE WILL VERIFY THEY ARE NO LONGER IN EXISTENCE IF THEY AREN'T AND SUBSEQUENTLY MAKE CHANGES. IN THE MEAN TO MY KNOWLEDGE THAT LIST IS ONLY -- IN THE MEANTIME, THAT LIST IS ONLY ADVISORY, WE ARE NOT REQUIRED TO APPOINT SOMEONE FROM THOSE GROUPS. IT'S JUST A SUGGESTED LIST THAT CANDIDATES MIGHT COME FROM.

Mayor Wynn: TO BUILD ON THAT, ANOTHER POINT MS. RENTARIA MADE, IN FACT EARLIER THIS YEAR THE CITY MANAGER ISSUED AN ADMINISTRATIVE BULLETIN WHEREBY THE FIRST PART OF THE POLICY STATES A CITY EMPLOYEE MAY NOT SERVE AS A MEMBER OF A CITY BOARD IF -- IT LISTS FIVE OR SIX DEFINING PARAMETERS AND THEY ADDRESS THE ISSUES I BELIEVE THAT MS. RENTARIA WAS CONCERNED ABOUT. OUR NEXT SPEAKER IS GERARD KINNEY. WELCOME. YOU, TOO, WILL HAVE THREE MINUTES.

THANK YOU, MAYOR AND COUNCILMEMBERS. I APPLAUD THE

IDEA OF REFORMING THE PROCESS FOR THE BOARDS AND COMMISSIONS AND GENERALLY I'M VERY SUPPORTIVE. I HAVE SOME CONCERNS. THERE HASN'T BEEN REALLY TIME FOR -- FOR YOU KNOW THE COMMISSIONS I THINK TO -- TO REVIEW AND OFFER INPUT AND CERTAINLY WE HAVEN'T OR THE DESIGN COMMISSION HASN'T. I DO -- I WANT TO JUST CONVEY A FEW CONCERNS THAT I HAVE. AS YOU KNOW THE DESIGN COMMISSION HAS BEEN GIVEN SOME FAIRLY DAUNTING TASKS BY THE COUNCIL OVER THE YEARS, THE DESIGN GUIDELINES [INDISCERNIBLE] OTHER THINGS. TAKES AN ENORMOUS AMOUNT OF OUR TIME TO DO IT. I'M CONCERNED ABOUT THE SIZE OF OUR COMMISSION, IT'S GOING TO GO FROM NINE TO SEVEN THROUGH THIS PROCESS IF I UNDERSTAND IT. AND IN ADDITION TO LOSING CONSENSUS MEMBERS, WHICH I THINK THERE IS SOME VALUE TO CONSENSUS MEMBERS THAT PERHAPS HAS NOT BEEN CONSIDERED. I UNDERSTAND THE REASONS AND ALL FOR THE CHANGE, THE FORMAT. BUT FOR US, IT HAS GIVEN US THE OPPORTUNITY TO SPREAD ACTUALLY THE WORK OUT A LITTLE BIT. WE REVIEW, YOU KNOW, DOZENS AND DOZENS OF PROJECTS EVERY YEAR, TAKES AN ENORMOUS AMOUNT OF OUR TIME. WE ARE WILLING TO DO IT. BUT IT WOULD HELP US, I MEAN, WE BOTH HAVE TWO APPOINTEES IF YOU LIKE, BUT WE NEED MORE MANPOWER, NOT LESS THAT.S A.....'S A CONCERN -- NOT LESS. THAT'S A CONCERN. I WOULD LIKE TO BE REASSURED BY YOU THAT THE THINGS THAT OUR ENABLING ORDINANCE THAT WE ARE CONCERNED ABOUT, THINKING THAT WE MAY HAVE IN OUR BY LAWS TO KIND OF BE CHANGING BY LAWS HERE, I WANT TO MAKE SURE THAT ANYTHING THAT WE HAVE THAT -- THAT ASSURES US SOME EXPERTISE THAT WE NEED ON OUR COMMISSION ALLOWS -- STAYS THERE. SO THAT IN FACT WE DO HAVE THE KIND OF PROFESSIONAL EXPERTISE, SINCE WE ARE GIVING YOU PROFESSIONAL ADVICE, THAT THAT REQUIREMENT SOMEHOW REMAINS. PERHAPS IN THE ENABLING ORDINANCE IS THE PLACE TO DO THAT. THE LAST THING, BIT OF CONCERN THAT I HAVE IS THAT -- FOR US AT LEAST, THE WHOLE BUSINESS OF KEEPING TRACK OF WHAT WE DO, THE MEETING NOTES, WHAT OWE WHAT SOME PEOPLE REFER TO AS MINUTES, I THINK IT'S INAPPROPRIATE TERM. MEETING NOTES THAT KEEP TRACK OF WHAT YOU'RE DOING IS A REALLY, REALLY DIFFICULT THING TO DO, SOME

PEOPLE HAVE A PHENOMENAL EXPERTISE AT IT. THEY CAN SIT THERE WITH THEIR LAPTOP AND KEEP TRACK, I'M IN AWE OF THOSE PEOPLE. BY THE LUCK OF THE DRAW, YOU'RE NOT GOING TO HAVE SOMEBODY, SOMEBODY CAN BE YOUR SECRETARY ON YOUR BOARD THAT HAS THAT ABILITY. WE'VE BEEN TRYING TO RELY ON STAFF FOR THAT. THE TROUBLE WITH THAT IS YOU SHOULDN'T EXPECT SENIOR STAFF TO BE DOING THAT AND SO IT'S A -- I HAVE SOME IDEAS ABOUT A SOLUTION TO THAT PROBLEM [BEEPING] BUT I'M AFRAID WHAT I DON'T WANT TO SEE IS HAVE THE ENORMOUS AMOUNT OF TIME THAT WE'RE DOING OUR JOB THAT CONSEQUENCE AT ANY RATING ON THAT SKILL -- CONCENTRATING ON THAT SKILL OF KEEPING TRACK ABOUT THE IMPORTANT THING THAT WE DO FOR US TO REVIEW IN THE NEXT MEETING AS YOU DO AND YOU RELY ON STAFF TO DO IT FOR YOU, THAT THAT'S LOST. SO THOSE ARE MY CONCERNS.

Mayor Wynn: THANK YOU, MR. KINNEY. COUNCIL, THOSE ARE THE TWO CITIZENS THAT WOULD LIKE TO GIVE US FEEDBACK ON THIS ITEM NO. 11, RESTRUCTURING OF THE BOARD AND -- BOARDS AND COMMISSIONS. FURTHER COMMENTS? COUNCILMEMBER LEFFINGWELL?

Leffingwell: SO I WILL MAKE A MOTION TO APPROVE ITEM 11, WITH ONE ON THE DAIS AMENDMENT THAT RELATES TO PART 5 AND I BELIEVE IT'S BEEN PASSED OUT TO EVERYONE. I DON'T WANT TO READ IT. BECAUSE IT'S FAIRLY LENGTHY, BUT THE GIST OF IT IS THAT ALL BOARD AND COMMISSION MEMBERS WHO ARE CURRENTLY SERVING IN CONSENSUS POSITIONS WILL CONTINUE UNTIL JULY 31st, 2008, THAT ELIMINATES THE CONFUSION ABOUT WHEN A MEMBER'S TERM ENDS AND WHEN IT DOESN'T. IT ALSO ALLOWS A TRANSITION PERIOD FOR PEOPLE INVOLVED IN CERTAIN PROJECTS TO COMPLETE THEIR WORK. EVERY WILL BEGIN ANEW ON AUGUST 1st, 2008. EVERYTHING WILL BE ALIGNED. THAT'S MY MOTION.

Mayor Wynn: SO -- SO WE HAVE A MOTION, INCLUSIVE OF AN AMENDMENT MADE BY COUNCILMEMBER LEFFINGWELL. SECONDED BY COUNCILMEMBER MARTINEZ. BEFORE WE CONTINUE ON, MR. SMITH, ARE YOU COMFORTABLE THAT, YOU KNOW, DO WE TECHNICALLY NEED TO READ THIS INTO

THE RECORD OR THE FACT THAT WE ALL HAVE HARD COPIES AND -- COUNCILMEMBER LEFFINGWELL DID THE APPROPRIATE SUMMATION OF THE AMENDMENT. BUT --

THE PROCEDURES SET OUT IN OUR CODE TALKS ABOUT THE CITY ATTORNEY, IF POSSIBLE, MAKING THOSE CHANGES BEFORE THE ORDINANCE IS ACTED UPON. BUT MIKE ENGLISH IS HERE. LET ME SEE IF HE THINKS THAT -- THAT BY WAY THE WAY IS A DIRECTORY PROCEDURE. IT DOESN'T AFFECT THE VALIDITY OF COUNCIL ACTION, MIKE, IF YOU WOULD --

I HAVE HAD A CHANCE TO REVIEW THIS PROPOSED AMENDMENT AND LOOK AT THE LANGUAGE. IT'S FINE. I'M FINE WITH JUST HAVING IT WRITTEN DOWN AND PLACED IN THE RECORD.

Mayor Wynn: GREAT. SO A MOTION AND A SECOND ON THE TABLE. COMMISSIONER KIM.

Kim: I WANTED TO ASK THE MAKER OF THE MOTION IF HE WOULD ADD TO THE TRAINING REQUIREMENT SECTION 2-1-23 THAT TRAINING ON A.D.A. REQUIREMENT, AMERICANS WITH DISABILITIES ACT, AND THAT WILL BE ADDED TO THE COMPLIANCE SECTION OF THE BOARDS AND COMMISSIONS ORDINANCE THE PURPOSE IS TO MAKE SURE THAT MEMBERS OF OUR BOARDS AND COMMISSIONS KNOW ABOUT THE AMERICANS WITH DISABILITIES ACT, AS THEY HOLD MEETINGS THAT THEY ARE ABLE TO ATTEND, MAKE SURE THEY HOLD THEM IN FACILITIES AND PLACES THAT ARE ACCESSIBLE AND LITTLE..... ALSO SO THAT THEY ARE AWARE OF THE REQUIREMENTS WITH THAT ACT SO THAT WHAT WE DO IN THE CITY, WHEN IT COMES TO CONSTRUCTION, WHEN IT COMES TO PROJECTS, THAT WE'RE AWARE OF AND COGNIZANT OF THE REQUIREMENTS THAT ARE NEEDED FOR PEOPLE WITH -- PEOPLE WITH SPECIAL -- WITH SPECIAL NEEDS.

Mayor Wynn: ACCEPTED BY THE MAKER AND OUR SECOND. SO WE HAVE AN AMENDED MOTION AND A SECOND ON THE TABLE APPROVING ITEM NO. 11. FURTHER COMMENTS? COUNCILMEMBER MARTINEZ?

Martinez: IN ADDITION TO THE FOLKS THAT WORK ON THE TASK FORCE, I ALSO WANT TO THANK STAFF WHO WORKED WITH THIS FOR OVER A YEAR, MIKE, ASSISTANT CITY MANAGER AND MS. GENTRY AND HER STAFF. THEY ALL DEDICATED JUST AS MUCH TIME AND ENERGY INTO IT. I JUST WANTED TO THANK THEM FOR BEING A PART OF THIS, HELPING US TO GET TO THIS POINT.

Mayor Wynn: AGREED. THANK YOU. FURTHER COMMENTS ON THE MOTION AND SECOND? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. SO, COUNCIL, LET'S SEE. SINCE I THINK SOME FOLKS ARE HERE, I WOULD LIKE TO TRY TO TAKE UP ONE MORE DISCUSSION ITEM EVEN BEFORE OUR MORNING PRESENTATION, THAT BEING ITEM NO. 15 REGARDING OUR REAL ESTATE MATTER REGARDING THE MUNICIPAL COURT AND POLICE SUBSTATION ITEM. WE HAVE A NUMBER OF FOLKS SIGNED UP WISHING TO ADDRESS US ON THAT. PERHAPS -- STAFF IS PREPARED TO GIVE A SIMPLE BRIEFING. I THINK THAT WE'VE HAD THE -- IN THE REAL ESTATE MATTER IN -- APPROPRIATELY IN CLOSED SESSION. IF MR. NUK.... NUCHOLS CAN INTRODUCE THIS, WE WILL GET SOME PUBLIC TESTIMONY.

TOM NUCHOLS WITH THE LAW DEPARTMENT. THE ITEM ON THE AGENDA IS TO PURCHASE THE HOME DEPOT STORE AT I-35 AND SAINT JOHNS, CURRENTLY IN OPERATION, THE CONTRACT IS FINAL. IT HAS BEEN SIGNED, HOWEVER IT IS CONTINGENT ON YOUR APPROVAL TODAY. THE TERMS OF THE CONTRACT ARE AN \$8.1 MILLION PURCHASE PRICE, HOME DEPOT WILL CONTINUE TO OPERATE THE STORE UNTIL THEY OPEN THEIR NEW STORE AT THE FORMER ROBERT MUELLER AIRPORT. THERE IS AN OCTOBER 31st, 2008 DEADLINE FOR THEM TO MAKE THAT MOVE SO THE CITY WOULDN'T BE MOVING INTO THE FACILITY UNTIL SOMETIME AFTER OCTOBER 2008. THAT IN A NUTSHELL IS THE ESSENTIAL TERMS OF THE AGREEMENT.

THE AGREEMENT COMES AFTER -- AFTER MONTHS, DARE I

SAY MAYBE EVEN PERHAPS A COUPLE OF YEARS WORTH OF SEARCH BY A REAL ESTATE DEPARTMENT TO TRY TO BALANCE THAT CHALLENGE OF HAVING THE FACILITY LARGE ENOUGH AND THE FACILITY THAT WE CAN AFFORD WITH THE VOTER APPROVED BONDS. I THOUGHT WE WOULD TAKE SOME TESTIMONY FROM CITIZENS WHO ARE HERE, WE CAN CONSIDER ACTION. FIRST SPEAKER, IF YOU WOULD LIKE TO ADDRESS US ON ITEM NO. 15, LOOKS LIKE RITA GONZALEZ GARZA PERHAPS. WISHING TO SPEAK AGAINST. AS DID CYNTHIA VALDEZ. WISHING TO SPEAK IN OPPOSITION. ORLANDO MATA. ORLANDO MATA ALSO BEING SHOWN IN OPPOSITION. EDNA -- LOOKS LIKE IRUGAS? ALSO SIGNED UP WISHING TO SPEAK IN OPPOSITION. AS DID -- DID KEN COMB, KEN COMB, AGAIN WILL BE SHOWN IN OPPOSITION. AND MR. PAUL ROBBINS. WHO I SAW EARLIER, WELCOME, PAUL.

MAYOR, I'M SIGNED UP FOR CITIZENS COMMUNICATION THIS AFTERNOON. IF IT'S ALL RIGHT WITH YOU, I WOULD LIKE PAUL ROBBINS TO DONATE HIS TIME TO PAUL ROBBINS SO I WOULD HAVE SIX MINUTES.

Mayor Wynn: WITHOUT OBJECTION, COUNCIL, SEEING SOME OF THE OTHER FOLKS WON'T BE SPEAKING. WELCOME, PAUL, YOU WILL HAVE SIX MINUTES.

I AM PAUL ROBBINS, I'VE BEEN A RESIDENT OF AUSTIN FOR 35 YEARS. SIMPLY PUT, IF YOU MAKE IT HARDER TO ACCESS THE LEGAL SYSTEM, THE LESS LIKELY IT WILL BE FOR PEOPLE TO USE IT TO OBTAIN JUSTICE. AT LEAST TWICE DURING THE DISCUSSIONS OF THE BOND ELECTION, THIS PROJECT WAS PROPOSED TO BE, AND I QUOTE, CENTRALLY LOCATED, UNQUOTE. ONCE BY PRESIDING JUDGE EVELYN MCKEE AND COURT CLERK REBECCA STAR, I HAVE THE DATES IF YOU WANT THEM. BUT THE CITY IS MOVING THE COURT LITERALLY TWICE AS FAR FROM ME AS IT IS NOW. IF YOU THINK THAT I HAVE IT HARD, I LIVE RELATIVELY CENTRAL. THINK HOW DIFFICULT IT WILL BE FOR PEOPLE IN FAR SOUTH AUSTIN NEAR THE HAYS COUNTY LINE AND A MOVE FROM DOWNTOWN IS BEING DONE IN PART BECAUSE THE CITY DID NOT RESERVE LAND IT ALREADY OWNED IN THE CENTRAL CITY, TO ESTABLISH A NEW SITE. FOR INSTANCE, THE HOME DEPOT AT ROBERT MUELLER AIRPORT. I HAVE PROPOSED THAT TWO COURTHOUSES BE

SET UP. ONE NORTH, AND ONE AT THE CURRENT LOCATION. BUT NO ONE HAS INVESTIGATED THIS POSSIBILITY. IN AN EFFORT TO BE AS INFORMED AS I COULD, I REQUESTED 8 QUESTIONS REGARDING THE COURTHOUSE LOCATION. THESE WERE SUBMITTED TO THE CITY ON NOVEMBER 2nd. ALMOST A MONTH LATER, ONLY ONE OF THESE QUESTIONS HAS BEEN PARTIALLY ANSWERED. THANKS TO THE OPEN RECORDS ACT. GIVEN THESE UNANSWERED QUESTIONS, I CANNOT SAY WITH CERTAINTY THAT THE LACK OF PLANNING ON THIS PROJECT IS AS BAD AS I FEAR IT IS, BUT I HAVE NUMEROUS DOUBTS. HAS THERE BEEN AN ASSESSMENT OF TRAFFIC IMPACTS FROM CONGESTION. DOUBTFUL. HAS THERE BEEN AN ASSESSMENT OF TRAVEL TIME FROM DIFFERENT SECTIONS OF THE CITY? DOUBTFUL. HAS THERE BEEN AN ASSESSMENT, A POPULATION IN AUSTIN AND PROXIMITY -- IN PRKSTY TO.....PROXIMITY TO THE PROPOSED SITE AND CURRENT SITE. DOUBTFUL. TO MY KNOWLEDGE, I AM THE ONLY PERSON WHO HAS DONE SUCH A STUDY, WHICH HAS SHOWN THAT SLIGHTLY MORE PEOPLE LIVE NEAR THE CURRENT SITE THAN THE NEW ONE. HAS THERE BEEN ANY SURVEY DEFENSE ATTORNEYS, WHO USE THIS COURT ON A DAILY BASIS? AND THEIR PERSPECTIVE ON LOCATION, DOUBTFUL. DOUBTFUL WILL THE RELOCATION HURT AUSTIN'S SMART GROWTH EFFORTS TO HAVE A FOR COMPACT CITY. I GUESS THAT DEPENDS ON WHAT YOU PUT IN ITS PLACE, BUT AGAIN I HAVE MY DOUBTS. AND, AGAIN, HAS THERE BEEN AN ASSESSMENT OF HAVING TWO COURTHOUSES, ONE TO SERVE CENTRAL AND SOUTH AUSTIN AND THE OTHER TO SERVE NORTH AUSTIN. TO MY KNOWLEDGE, THERE HAS NOT. I FEEL THE PUBLIC HAS BEEN BLIND SIDED BY THIS PROPOSAL. THE DISCUSSION OF THE ORIGINAL BOND ITEMS SUGGESTED THAT THE SITE WOULD BE CENTRALLY LOCATED. IT IS NONSENSE TO SAY THIS THIS CURRENT SITE IS CENTRAL..... CENTRAL. I WOULD HAVE NEVER VOTED FOR THIS SITE HAD IT BEEN ON THE BALLOT AND I FEEL MISLEAD. I FEEL THAT THE PROCESS IS BEING RUSHED WITHOUT ASKING THE HARD QUESTIONS THAT A PUBLIC HEARING WOULD MORE ADEQUATELY BRING OUT AND ADDRESS BY NOT ASKING THESE HARD QUESTIONS NOW BEFORE SPENDING THE MONEY THE COUNCIL IS RISKING ITS INVESTMENT AND IN ALL LIKELIHOOD IT WILL COST MORE LATER. I HAVE SEEN A LOT OF MONEY

SQUANDERED IN THE LAST 30 YEARS BECAUSE OF THE LACK OF PLANNING. FINALLY, IF YOUR BOTTOM LINE IS COST SAVINGS AND NOT SERVICE TO THE PUBLIC, YOU SHOULD APPLY A WHOLE DIFFERENT MODEL. JUST OUTSOURCE THE COURTHOUSE TO CHINA. HEY, IT WORKS FOR WAL-MART. THE DRIVE TIME WILL BE FARTHER, THE LANGUAGE AND CULTURAL BARRIERS WILL BE FORMIDABLE. THERE WILL BE BAD AIR POLLUTION PROBLEMS. BUT IT MIGHT SAVE TAXPAYER DOLLARS. JUST WATCH OUT FOR THE LEAD PAINT.

Mayor Wynn: THANK YOU, MR. ROBBINS. COUNCIL THAT CONCLUDES THE FOLKS MOO WANTED TO GIVE US TESTIMONY REGARDING THIS ITEM 15, THAT BEING THE REAL ESTATE MATTER REGARDING OUR FUTURE MUNICIPAL COURT. I WOULD LIKE TO -- TO PERHAPS -- DID I SEE REBECCA STARK EARLIER? OUR MUNICIPAL COURT CLERK. REBECCA, IF YOU WOULD COME FORWARD PERHAPS TO SUMMARIZE THE LENGTH AND BREADTH OF THE SEARCH. LORRAINE FROM OUR REAL ESTATE DEPARTMENT IS ALSO HERE. YOU KNOW, I HAVE SEEN THE PRESENTATIONS OF THE DOZENS AND DOZENS OF SITES THAT WERE CONSIDERED, MANY WERE GETTING SNAPPED UP BEFORE WE HAD A CHANCE TO EVEN CONTRACT FOR THEM. AND OF COURSE WE DO HAVE THIS RESPONSIBILITY TO TRY TO BALANCE AND BE AS JUDICIOUS AS WE CAN WITH THOSE PRECIOUS TAX DOLLARS IN ORDER TO MAKE THIS COURT BE WHAT IT COULD BE. REBECCA IF YOU COULD JUST GIVE US A SYNOPSIS OF YOUR REMEMBRANCE OF THE SCOPE OF THE SEARCH.

SURE, LORRAINE RISER WILL TALK TO YOU A LITTLE BIT ABOUT THE DIFFERENT SITES THAT HAVE BEEN LOOKED AT FOR ABOUT TWO YEARS. BUT AS FAR AS THE LOCATION OF THE COURT WAS CONCERNED, WHEN WE FIRST STARTED LOOKING AT THIS, WE WENT TO THE CITY'S DEMOGRAPHER. I CANNOT REMEMBER HIS NAME RIGHT OFFHAND.

RYAN ROBINSON.

THERE YOU GO.

AND THAT WAS THE PERSON THAT WE WENT TO TALK ABOUT

CENTRALLY LOCATING IN THE CITY. THE POPULATION LOOKED PRETTY SIMILAR ANYWHERE FROM THE RIVER TO ABOUT 183. HE SAID THE ACTUAL CENTER OF THE CITY LOCATION WAS ACTUAL SOMETHING LIKE MOPAC AND 30. BUT MOST OF THE GROWTH IS EXPECTED TO BE IN THE NORTHEAST. SO ON PHYSICAL CENTER OF TOWN IS LIKE MOVING FROM MOPAC AND 30th TO THE NORTHEAST WHICH IS WHERE WE'RE GOING TO BE. SO IT DOES PLAN FOR A LITTLE BIT OF GROWTH IN THE POPULATION SHIFT TOWARD THE NORTHEAST. BUT WE DID TAKE THAT INTO CONSIDERATION. WE ALSO, A BIG CONSIDERATION WAS PARKING. PEOPLE DON'T LIKE TO COME DOWNTOWN AND HAVE TO PAY FOR PARKING WHILE THEY ARE COMING INTO CONTEST A PARKING TICKET. WE'VE HAD A LOT OF COMPLAINTS ABOUT ADEQUATE PARKING IN OUR CURRENT LOCATION AND WE WERE THINKING CUSTOMER SERVICE WOULD BE EVEN BETTER IF WE DID HAVE ADEQUATE PARKING FOR PEOPLE. SO THOSE ARE SOME OF THE CONSIDERATIONS THAT WE TOOK, SOME OF OUR CONSIDERATIONS WHEN WE WERE LOOKING AT THE GENERAL LOCATION OF THE MOST DESIRABLE PROPERTY, BUT IT TURNED OUT THAT -- TURNS OUT TO BE IN THAT GENERAL AREA IS ABOUT THE ONLY ONE THAT'S BECOME AVAILABLE THAT WE COULD AFFORD AT THIS POINT. LORRAINE WILL ADDRESS THAT.

THANK YOU, MS. STARK, WELCOME, LORRAINE.

MAYOR AND COUNCILMEMBERS. IN OUR SEARCH WE ACTUALLY INSPECTED OVER 76 PROPERTIES. WE WENT NEGOTIATED WITH THE OWNER AND WE INSPECTED THE PROPERTIES AND WE FOUND EITHER SOMEBODY BOUGHT THE PROPERTIES OUT FROM UNDER US OR THAT THERE WASN'T ENOUGH PARKING. THAT WAS A BIG ISSUE BECAUSE WE NEED APPROXIMATELY 400 TO 450 PARKING SPACES. WE NEEDED TO ALSO HAVE A BUILDING THAT HAD A CERTAIN CEILING HEIGHT BECAUSE THE JUDGES NEED TO BE UP OFF THE GROUND SO THERE NEEDED TO BE ENOUGH HEIGHT BETWEEN WHERE THE JUDGES STANDS WERE TO THE CEILING, WE HAD A HARD TIME WITH THAT. WE ALSO EVEN LOOKED AT NEW CONSTRUCTION OF A COURTHOUSE ON EXISTING SITES AND THAT WE HAD BUT WE REALLY DIDN'T HAVE A GOOD SITE THAT WASN'T FURTHER OUT THAN THAT

LOCATION. SO -- SO WE LOOKED AT A LOT OF FACTORS. WE DID TRY TO PURCHASE SOME OTHER BUILDINGS, BUT WHAT WE WERE ALSO NEEDING TO STAY WITHIN THE BUDGET SET BY THE BOND COMMITTEE.

Mayor Wynn: OF COURSE WE ALL RECOGNIZE THAT LAND PRICES CONTINUE TO GO UP RELATIVELY DRAMATICALLY HERE IN AUSTIN. I WILL POINT TO A COUPLE OF OTHER POINTS THAT WERE MADE. ONE IS OF COURSE HOME DEPOT THERE EXISTING RETAIL OPERATION GENERATE FAR, FAR MORE TRAFFIC THAN WOULD OUR MUNICIPAL COURT BEING AS LARGE AS IT IS. PAUL ASKED ABOUT THE CONCEPT OF WELL WE USED TO OWN THE MUELLER AIRPORT AND WHY NOT JUST HAVE OUR MUNI COURT THERE WHERE HOME DEPOT IS. THAT PLAN FOR THE REDEVELOPMENT OF MUELLER, 750 ACRES, PAINSTAKINGLY WORKED THROUGH, VERY ELABORATE PUBLIC PROCESS, WITHIN THE FUNDAMENTAL ANSWER IF YOU WILL IS WE HAD TO FIGURE OUT HOW WE COULD FINANCE, HOW WE COULD AFFORD ALL OF THE INFRASTRUCTURE THAT NOW IS TURNING THAT SITE INTO WHAT'S GOING TO BE A GREAT CITY WITHIN A CITY. IT'S BECAUSE FRANKLY OF THE BIG RETAIL PRESENCE AND THE ONGOING TAX GENERATION BY TENANTS, PROPERTY OWNERS LIKE THE HOME DEPOT AND NOW SOME CORPORATE OWNERSHIP AS WELL. SO HAD WE KEPT MORE OF MUELLER LAND OWNERSHIP IN -- IN NON-TAXABLE PUBLIC HAND, WE WOULD NOT HAVE BEEN ABLE TO AFFORD THE INFRASTRUCTURE THAT'S CREATING THE PEDESTRIAN ENVIRONMENT, THE ENVIRONMENTAL IMPROVEMENTS WITH -- WITH THE -- WITH THE WET PONDS AND OTHERS AND JUST THE -- THE CONCEPT OF HOW WE -- WE GROW AS A CITY, IN A MUCH MORE COMPACT, DENSE, SUSTAINABLE WAY. SO -- SO ALL OF THOSE THINGS AND MANY OTHER THINGS WERE TAKEN INTO ACCOUNT AND I'M VERY COMFORTABLE WITH THE EXHAUSTIVE SEARCH THAT BOTH OUR REAL ESTATE DEPARTMENT AND OUR JUDICIAL DEPARTMENT WENT THROUGH AND -- AND REBECCA SPOKE BRIEFLY ABOUT OUR CITY DEMOGRAPHER AND THERE WAS A LOT OF GIS AND DEMOGRAPHIC WORK DONE IDENTIFYING GROWTH TRENDS, WHERE NOT ONLY THE GEOGRAPHIC BUT ALSO THE POPULATION CENTER OF OUR CITY IS, CONTINUES TO MOVE NORTH AND NORTHEAST, AND JUST THE FUNDAMENTAL

NATURE OF THE COMPLICATED ISSUE OF TRYING TO -- TO, YOU KNOW, PURCHASE REAL ESTATE, CAPITALISTIC FREE SOCIETY IN A FAST GROWING METRO ECONOMY. SO I'M VERY PLEASED WITH THE THOROUGHNESS OF THE SEARCH AND THE ANALYSIS. AND ULTIMATELY WILL BE SUPPORTIVE OF THIS MOTION. COUNCILMEMBER LEFFINGWELL?

Leffingwell: ISN'T IT ALSO THE CASE THAT THE A.P.D.'S NORTHEAST COMMAND CENTER WILL BE CO-LOCATED HERE?

YES, THAT IS CORRECT.

AND SO YOU GAIN A LOT OF EFFICIENCY BECAUSE THAT PARTICULAR FACILITY HAS TO BE IN THE NORTHEAST SECTOR OF TOWN, DOES IT NOT.

YES, IT DOES.

Leffingwell: THAT'S ANOTHER COST SAVING FEATURE THAT'S INCORPORATED IN THIS PARTICULAR SITE SELECTION.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? MOTIONS?

Kim: I MOVE APPROVAL OF THE REQUEST FOR -- FOR THE NEW SITE.

Mayor Wynn: MOTION MADE BY COUNCILMEMBER KIM APPROVING ITEM NO. 15 AS POSTED. SECONDED BY COUNCILMEMBER COLE? FURTHER COMMENTS? [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

Kim: ... AND ALSO THAT THEY DON'T BE CHARGED ANY ADDITIONAL FINES FOR PARKING JUST TO TAKE CARE OF ADMINISTRATIVE MATTERS. I THINK THAT'S VERY IMPORTANT FOR OUR CITY. SO I THINK THE SITE WILL BE VERY GOOD FOR US AS WE ARE SHIFTING MORE EAST IN THE BALANCE OF THE POPULATION -- AND THE BALANCE OF THE POPULATION IS SHIFTING MORE EAST AND TO MAKE SURE WE HAVE ADEQUATE FREE PARKING FOR THE PATRONS OF OUR MUNICIPAL COURT.

AND MAYBE ONE LAST THING THAT MIGHT HELP IN ANSWER

OF SOME OF PAUL'S REMAINING QUESTIONS, REBECCA, COULD YOU SPEAK QUICKLY TO THE SUBSTATION SITES? BECAUSE PART OF WHAT YOU HAVE DONE IN PLANNING IS TO LEAVE AND TO PLAN FOR SATELLITE SITES SO PEOPLE DON'T ONLY HAVE TO GO HERE TO PAY FOR A TICKET.

AGAIN GOING BACK TO THE DEMOGRAPHER SHOWS WHERE THE BIGGEST CONCENTRATION IS OF THE POPULATION, SO WE HAVE SATELLITE STATIONS THERE. THERE'S ONE ON THE SOUTH SIDE, THERE'S ONE IN THE NORTH KIND OF WEST SIDE. WHEN WE MOVE TO OUR NEW BUILDING -- THAT'S WHEN, NOT IF, I'M HOPING -- WE MOVE TO OUR NEW BUILDING, WE WILL OPEN A SUBSTATION IN THE DOWNTOWN AREA SOMEWHERE.

Mayor Wynn: WE HAVE A MOTION AND SECOND ON THE TABLE. COUNCIL, SINCE HAS CALLED NAMES EARLIER. MS. VALDEZ HAS ENTERED THE CHAMBERS. CYNTHIA, YOU ARE WELCOME TO GIVE TESTIMONY.

THANK YOU VERY MUCH, MAYOR. I WAS IN A PREVIOUS MEETING SO I APOLOGIZE FOR BEING LATE. BUT I UNDERSTAND THAT THIS APPEARS TO BE A DONE DEAL. AND I DON'T THINK THAT ANYTHING I SAY IS GOING TO MAKE YOU CHANGE YOUR MINDS. SO I WOULD LIKE FOR YOU TO CONSIDER THIS: AT ONE POINT IN TIME ABOUT TWO YEARS AGO, THERE WAS A JOINT CITY COUNCIL AND SCHOOL BOARD MEETING THAT APPROVED THE CREATION OF A CONSOLIDATED CASE MANAGEMENT SYSTEM WHEREBY YOU WOULD HAVE A SINGLE JUDGE WHO WOULD DEAL -- MUNICIPAL COURT JUDGE WHO WOULD DEAL WITH ALL THE YOUTH CASES. THAT WOULD BE THE TRUANCY, THAT WOULD BE THE SMALL -- MISDEMEANOR CHARGES. THOSE KINDS OF THINGS WITHIN THE CITY OF AUSTIN. AND THE TICKETS THAT WERE MADE BY AISD POLICE PERSONNEL TO STUDENTS. TRUANCY, CURFEW VIOLATIONS, THINGS LIKE THAT. I WOULD ASK THAT YOU WOULD CONSIDER MOVING OR SEPARATING THE YOUTH COMPONENT OF THE MUNICIPAL COURT SO THAT IT NOT BE ATTACHED TO THE ADULT MOVE, AND JUDGE [INAUDIBLE] HAS BEEN WORKING WITH US AND HE PUT TOGETHER SOME ACCURATE DATA THAT SHOWED -- STATISTICAL DATA THAT SHOWED THAT THE MAJORITY OF CASES IN MUNICIPAL COURT THAT DEAL WITH YOUTH ARE

ALL SOUTH, CENTRAL OR SOUTH, NOT NORTH. AND SO WE WOULD HOPE THAT YOU WOULD AT LEAST CONSIDER THE YOUTH COURT BEING CREATED, OR CASE MANAGEMENT COURT BEING CREATED, OR AT LEAST ONE JUDGE REMAIN DOWNTOWN OR CENTRALLY LOCATED THAT WOULD DEAL WITH ALL THE ISSUES OF YOUTH. BECAUSE AT NIGHT IS WHEN THOSE CASES ARE HEARD. THEY ARE THERE IN COURT SOMETIMES UNTIL 10:30 OR 11:00 AT NIGHT. IF THERE ARE PEOPLE WHO ARE COMING FROM, AS I STATED EARLIER, THE MAJORITY OF THEM COMING FROM SOUTH THAT ARE USING BUS TRANSPORTATION TO GET HERE BECAUSE THEIR PARENTS MAY NOT DRIVE OR THEY NEED TO COME WITH A GUARDIAN, THEN GOING NORTH IS NOT GOING TO BE VIABLE FOR THEM AND IT'S NOT GOING TO BE ACCESSIBLE FOR THEM IF THEY HAVE TO USE BUS TRANSPORTATION. SO I WOULD HOPE THAT YOU ALL WOULD AT LEAST CONSIDER THAT IF I CAN'T GET YOU TO CHANGE YOUR MINDS. PLEASE CONSIDER THE MOVE. PLEASE CONSIDER THE DATA. IF YOU NEED TO HAVE IT, I THINK WE'VE PROVIDED IT TO YOU ON A PREVIOUS PRESENTATION MAYBE SIX MONTHS AGO SHOWING THAT THERE WERE -- THERE WAS A NEED FOR THE CREATION OF THAT COURT. I UNDERSTAND THAT THE FEES ARE ALREADY BEING COLLECTED, THE INCREASE IN FEES WHICH HE SHOWED WOULD ACTUALLY PROVE THAT THE COURT IS SELF-SUFFICIENT. SO IT WOULDN'T BE TAKING MONEY OUT OF YOUR POCKETS TO GO AHEAD AND CREATE IT. AND THE SCHOOL BOARD DID UNANIMOUSLY SUPPORT THAT AT THAT TIME. I THINK THAT IF WE BRING THAT BACK TO THEM THEY WILL AGREE WITH THAT AND IT WILL TAKE THE STRAIN OFF PARENTS WHO HAVE TO DEAL WITH THEIR CHILDREN IN COURT, IN THE CRIMINAL JUSTICE SYSTEM AND TO ASSURE THAT THEY ARE ADEQUATELY ABLE TO GET TO COURT AND THAT IT IS ACCESSIBLE TO THEM. PLEASE CONSIDER THAT.

Mayor Wynn: THANK YOU, MS. VALDEZ. I WILL SAY I'M INTRIGUED WITH THAT IDEA. WE, OF COURSE, HAVE A SEPARATE AND JUST SEVEN YEARS AGO WE CREATED THE DOWNTOWN COMMUNITY COURT, YOU KNOW, FUNDAMENTALLY A SEPARATE OPERATIONAL STANDARD FOR MS. STARK AND HER STAFF, AND I WOULD VERY MUCH SUPPORT MS. STARK DOING THAT ANALYSIS ABOUT

FIGURING OUT WHAT OTHER QUASI DECENTRALIZATION OF THE COURT SYSTEM WOULD BE APPROPRIATE AND MOST EFFECTIVE. THANK YOU. AND LAST I GUESS MY COMMENT, THERE BEING A MOTION AND SECOND ON THE TABLE, IS I REMEMBER WHEN TRAVIS COUNTY MOVED THEIR TAX OFFICE, I GUESS IT IS, UP TO AIRPORT BOULEVARD SEVERAL YEARS AGO, THERE WAS UNDERSTANDABLE ANXIETY ABOUT THAT BOTH ON THE COMMISSIONERS COURT AND THEN FOR SOME OF US IN THE COMMUNITY, AND I THINK IT'S WORKED OUT VERY, VERY WELL. I THINK -- I'VE BEEN THERE SEVERAL TIMES. I THINK IT'S VERY EFFICIENT. YOU KNOW, YOU CAN GET IN AND OUT. FRANKLY, A LARGE FREE SURFACE PARKING LOT WITH THAT KIND OF BUSINESS MODEL SEEMS TO WORK AND I THINK THAT TRAVIS COUNTY HAS BENEFITED FROM THAT MOVE. SO I SEE THIS IN SOME DEGREE A SIMILAR SET OF DYNAMICS. A MOTION AND SECOND ON THE TABLE. FURTHER COMMENTS ON ITEM 15? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7-0. THANK YOU ALL VERY MUCH. WELL, COUNCIL, NOW THAT TAKES US A LITTLE BEHIND SCHEDULE, BUT TO OUR MORNING BRIEFING. THIS IS FROM A.T.I., THE AUSTIN TECHNOLOGY INCUBATOR, SORT OF THEIR ANNUAL REPORT AND UPDATE TO THE COUNCIL. OF COURSE HAVE AN ONGOING AND VERY SUCCESSFUL RELATIONSHIP WITH A.T.I.

ISAAC BARKU.S., DIRECTOR OF AUSTIN TECHNOLOGY INCUBATOR. WE WILL RESPECT YOUR TIME, WE HAVE HEARD YOU ARE BEHIND SCHEDULE AND WE HAVE A SHORT BUT I HOPE PUNCHY PRESENTATION TO BRING YOU UP TO SPEED WHAT WE'VE BEEN DOING THE PAST YEAR AND SOME OF OUR PLANS FOR NEXT YEAR AS WELL. WE VERY MUCH APPRECIATE THE OPPORTUNITY TO COME TALK TO YOU. THE PARTNERSHIP THAT THE AUSTIN TECHNOLOGY INCUBATOR HAS WITH THE CITY OF AUSTIN IS THE MOST IMPORTANT PARTNERSHIP WE HAVE. WHAT'S GOING TO HAPPEN IS I'LL GIVE YOU A BRIEF OVERVIEW OF A.T.I. AND I'LL TURN IT OVER TO MY COLLECT WHICH RUNS THE WIRELESS FACILITATOR. HE WILL SPEND TWO PAGES TALKING ABOUT WHAT WE'VE DONE WITH THAT TAXPAYER MONEY, AND THEN WE'LL TURN THE MICROPHONE OVER TO JOEL SURFACE WHO RUNS OUR CLEAN ENERGY INCUBATOR WHICH HAS

BEEN SUPPORTED BY AUSTIN ENERGY. I WOULD WELCOME ANY QUESTIONS THAT YOU HAVE AT ANY TIME. AS YOU KNOW, THE AUSTIN TECHNOLOGY INCUBATOR IS A PROGRAM OF THE UNIVERSITY OF TEXAS AT AUSTIN. WE'RE PART OF THE I.C. SQUARED INSTITUTE. WE WERE FOUND UNDERSTAND 1989 ACTUALLY WITH PARTNERSHIP FROM THE CITY OF AUSTIN. THE PARTNERSHIP GOES BACK TO THE FOUNDING OF A.T.I. OVER THE PAST TWO YEARS AS THE CITY HAS RENEWED THAT PARTNERSHIP WHAT WE'VE BEEN ABLE TO DO IS REDESIGN A.T.I. AROUND THE -- SOME OF THE TECHNOLOGY, EMERGENT TECHNOLOGY SECTORS THAT THE CITY HAS HIGHLIGHTED AND THOSE IN PARTICULAR ARE CLEAN ENERGY AND WIRELESS. I.T. HAS ALWAYS BEEN A STRENGTH OF A.T.I.s. WE ARE HOPEFUL WE WILL BE ABLE TO IN PARTNERSHIP WITH THE CITY THIS COMING YEAR BUILD A BIOSCIENCE INCUBATOR PARALLEL TO THE ONES WE HAVE IN CLEAN ENERGY AND WIRELESS. HISTORICAL IMPACT, AND I WON'T SPEND A LOT OF TIME ON THESE BECAUSE THESE MEMBERS ARE A FEW YEARS OLD. THE LAST TIME A STUDY WAS DONE WAS A FEW YEARS AGO. 150 COMPANIES OR SO HAS GONE THROUGH, PROBABLY 180 COMPANIES NOW. COLLECTIVELY THOSE COMPANIES HAVE RAISED ABOUT THREE-QUARTERS OF A BILLION DOLLARS FOR I.P.O.s, 20 PLUS ACQUISITIONS, 30 PLUS PROFITABLE COMPANIES, A LOT OF REVENUE BEING GENERATED BY THOSE COMPANIES AND AN ESTIMATE OF 10,000 JOBS DIRECTED AND INDIRECT JOBS CREATED FOR THE CITY OF AUSTIN AND ALSO HUNDREDS OF STUDENTS AT THE UNIVERSITY OF TEXAS TRAINED IN TECHNOLOGY UNTRA PRACTICE.....ENTREPRENEUR SHIP. SO WHAT HAVE WE DONE LATELY? LET'S TALK ABOUT THE OVERALL IMPACT OF A.T.I. WE SUPPORTED OVER 25 COMPANIES THAT HAD OVER 100 JOBS. THOSE COMPANIES WHILE THEY ARE AT A.T.I. DURING THAT PERIOD OF TIME RAISED OVER \$6 MILLION IN INVESTOR CAPITAL, AND THAT'S A METRIC THAT WE WOULD VERY MUCH LIKE THE CITY TO HELP KEEP US ACCOUNTABLE FOR BECAUSE DEALING WITH EARLY STAGE COMPANIES LIKE WE ARE, WE THINK THAT'S PROBABLY THE BEST INDICATION OF FUTURE JOB GROWTH AND JOB CREATION THAT THERE IS. OUR FUNDING SUCCESS RATE 70%. WE'VE HAD A LOT OF SUCCESS LEVERAGING THE STATE EMERGING TECHNOLOGY FUND MONEY. WE'VE PARTNERED WITH THE

CHAMBER OF COMMERCE IN THREE SUCCESSFUL RELOCATION EFFORTS AND OUR PIPELINE IS INCREASINGLY ROBUST. THE OTHER THING THAT A.T.I. DOES AS WELL AS WORKING WITH COMPANIES TO MAKE THEM MORE SUCCESSFUL IS WE ACT TO BUILD THE OVERALL ECOSYSTEM THAT SUPPORTS TECHNOLOGY UNTRA ENTREPRENEUR SHIP IN CENTRAL TEXAS. WE DO THAT THROUGH CONFERENCES, COMMUNITY BUILDING, CREATING COMMUNITY ORGANIZATIONS THAT ARE FOCUSED ON CRITICAL TEXT SECTORS. WE'VE BEEN ACTIVE IN CROSS-SECTOR CLEAN TECHNOLOGY AND NANO TECHNOLOGY INITIATIVES. WE HAVE ON GONE ENTREPRENEUR SHIP TECHNOLOGY IN PARTNERSHIP WITH OTHER MEMBERS IN AUSTIN. WE ARE INCREASINGLY WORKING HAND IN HAND WITH THE OFFICE OF TECHNOLOGY COMMERCIALIZATION AT THE UNIVERSITY OF TEXAS TO TRY TO ACCELERATE THE COMMERCIALIZATION OF INNOVATION PRODUCED AT U.T., AND THAT'S HALF A BILLION DOLLARS A YEAR WORTH OF RESEARCH. RIGHT NOW THAT'S PRODUCING ABOUT FIVE COMPANIES A YEAR. WE WANT TO TRY TO TAKE THAT TO A HIGHER NUMBER. AND THEN LASTLY PROMOTING AUSTIN IN CALIFORNIA, WASHINGTON, ENGLAND AND EUROPE. I WON'T SPEND A LOT OF TIME ON THE COMPANIES, BUT I THOUGHT YOU WOULD LIKE TO KNOW WHO WE CURRENTLY ARE WORKING WITH. THE MAJOR CATEGORIES ARE CLEAN ENERGY AND WIRELESS THANKS TO THE PARTNERSHIP WITH THE CITY. WE ALSO IN OUR I.T. VERTICAL SUPPORT AT LEAST THREE OTHER OF THE EMERGING TECHNOLOGY SECTORS THAT ARE -- THAT HAVE BEEN IDENTIFIED BY THE CITY, SOFTWARE, NANO TECH AND SEMICONDUCTORS AND DIGITAL MEDIA. I'M NOW GOING TO TURN THE PODIUM OVER TO MY COLLEAGUE, AARON, WHO RUNS OUR WIRELESS INCUBATOR AND ASK HIM ABOUT THE IMPACT WE'VE HAD IN WIRELESS.

Mayor Wynn: THANK YOU, ISAAC. WELCOME, AARON.

THANK YOU, MAYOR, THANK YOU THE REST OF CITY COUNCIL FOR HAVING US UP HERE TODAY. I WANT TO JUST BRIEFLY DISCUSS THE ACTIVITY THAT A.T.I. HAS BEEN TAKING IN THE WIRELESS SECTOR. AS ISAAC MENTIONED, WE VERY GRATEFUL FOR THE SUPPORT THE CITY HAS BEEN GIVING US FOR A LITTLE OVER TWO YEARS. WITHOUT THE

SUPPORT OF THE CITY COUNCIL AND THE REST OF THE COMMUNITY WE WOULD NOT BE ABLE TO TAKE FORTH THESE PROGRAMS IN THE COMMUNITY FOR HELPING ECONOMIC GROWTH AND HELPING THE TECHNOLOGY SECTOR BEING ROBUST AND IMPORTANT FOR THE CITY IN THE FUTURE. VERY BRIEFLY, DURING THE FISCAL YEAR '06-'07, CITY OF AUSTIN MADE AN INVESTMENT IN THE WIRELESS INCUBATE OF \$200,000 AND WE'VE HAD A TREMENDOUS RETURN ON THAT INVESTMENT. DURING THE FISCAL YEAR '06-'07, WE WERE ABLE TO LEVERAGE THAT INVESTMENT AT A 6 TO 1 RATIO BY HELPING OUR COMPANIES RAISE OVER \$1.3 MILLION FROM EXTERNAL SOURCES. AND IF YOU CONSIDER THE FISCAL YEAR '05-'06 AND '06-'ON 7, THE NUMBER IS PHENOMINAL. WE'RE VERY EXCITED ABOUT WHAT WE'VE BEEN ABLE TO DO TO LEVERAGE THE PUBLIC INVESTMENT BY PARTNERING WITH PRIVATE SOURCES TO HELP OUR COMPANIES GROW. WE'VE EVALUATED OVER 40 COMPANIES IN THE COMMUNITY THAT ARE INTERESTED IN THIS INDUSTRY SPACE, AND WE'VE ADMITTED FOUR NEW MEMBERS INTO THE PROGRAM AND GRADUATED FOUR COMPANIES OUT OF OUR PROGRAM THAT SUCCESSFULLY -- ALL SUCCESSFULLY RAISED CAPITAL AND ARE NOW MOVING ON TO A NEXT LEVEL OF THEIR CORPORATE GROWTH. FROM A JOB CREATION STANDPOINT, WE'RE VERY PLEASED TO SAY THAT THEY WERE ABLE TO CREATE 17 NEW HIGHLY SKILLED, HIGH PAYING JOB POSITIONS. ALL OF THESE ARE TECHNOLOGY ORIENTED POSITIONS. AND OVER 50 TOTAL JOBS ACROSS ALL COMPANIES THAT WE'VE BEEN SERVING. HISTORICALLY A COMPANY LAUNCHED AT A.T.I., JUST SO YOU GET AN IDEA, END UP CREATING 60 JOBS PER COMPANY. WE'RE VERY EXCITED ABOUT THE COMPANIES WE JUST GRADUATED AND WE BELIEVE THOSE ARE SIGNIFICANT JOB GROWTH OVER THE NEXT COUPLE OF YEARS FOR THE CITY. ALSO OF INTEREST -- LET ME SWITCH TO MY NEXT SLIDE HERE. WE'VE ALSO TAKEN A VERY ACTIVE ROLE IN NOT ONLY HELPING OUR LOCAL COMPANIES GROW BUT ALSO IDENTIFYING COMPANIES AROUND THE COUNTRY AND AROUND THE WORLD ACTUALLY THAT SEE AUSTIN AS A VEHICLE FOR THEM TO TAKE THEIR COMPANIES TO THE NEXT LEVEL. AND SO WE'VE BEEN ACTIVELY PARTNERING WITH THE CHAMBER OF COMMERCE AND THE CITY STAFF TO ACTUALLY GO AND IDENTIFY COMPANIES AROUND THE

WORLD THAT COULD TAKE ADVANTAGE OF WHAT WE HAVE HERE IN AUSTIN TO GROW THEIR BUSINESS. AND WE'RE VERY HAPPY TO SAY THAT WE WERE SUCCESSFUL IN RELOCATING OR PARTIALLY RELOCATING THREE COMPANIES FROM OUTSIDE OF AUSTIN TO AUSTIN. ONE A COMPANY CALLED BRAIN MEDIA THAT RELOCATED ITS HEADQUARTERS FROM NEW YORK CITY TO AUSTIN. THEY ARE A COMPANY IN THE WIRELESS INDUSTRY. A COMPANY CALLED EZ, WHO HAS DECIDED TO ESTABLISH ALL THEIR SOFTWARE DEVELOPMENT OPERATIONS IN AUSTIN. FORMERLY THEY WERE BASED -- ALL THAT WAS BEING DONE OUT OF ST. LOUIS. AND A COMPANY CALLED MIMIC SOLUTIONS WHICH IS A COMPANY BASED OUT OF THE SOUTHWEST OF ENGLAND WHICH WE IDENTIFIED A LITTLE UNDER A YEAR AGO BY PARTNERING WITH THE E.T.F. COMMITTEE AT THE GOVERNOR'S OFFICE AND WERE ABLE TO HAVE THEM OPEN A BRANCH OFFICE IN AUSTIN. WE'RE ALSO VERY ACTIVE IN THE COMMUNITY TO HELP OUR INDUSTRY GROW AND WE HOSTED TWO VERY CRITICAL AND NOW NATIONALLY RECOGNIZED EVENTS HERE IN AUSTIN. ONE THE WIRELESS STAGE FORUM, THE FIRST TIME WE'VE DONE THIS PARTICULAR EVENT WHERE WE IDENTIFIED 16 EARLY STAGE COMPANIES NOT ONLY FROM AUSTIN BUT FROM AROUND THE COUNTRY THAT WANTED TO COME TO AUSTIN TO GET THEIR COMPANIES FUNDED HERE. SO THAT WAS VERY SUCCESSFUL. THE FIRST TIME WE'VE DONE THAT AND WE'RE GOING TO CONTINUE DOING THAT IN YEARS TO COME. WE ALSO FOR THE FIFTH YEAR PUT ON THE TEXAS WIRELESS SUMMIT WHICH HAS NOW ATTAINED NATIONAL STATURE AS ONE OF THE PREMIER WIRELESS EVENTS IN THE COUNTRY AND THAT IS AN EVENT THAT TOOK PLACE IN AUSTIN IN OCTOBER. WE HAVE OVER 300 ATTENDEES INCLUDING CEOs OF MAJOR CORPORATIONS COMING TO AUSTIN TO FIND OUT WHAT IS HAPPENING IN THIS INDUSTRY AND NETWORK WITH OUR BUSINESS COMMUNITY TO HELP THAT INDUSTRY GROW SO WE'RE VERY EXCITED ABOUT THAT AS WELL. AS I MENTIONED EARLIER, WE'RE ACTIVELY PROMOTING AUSTIN OUTSIDE OF AUSTIN. CERTAINLY I MENTIONED THE VISIT WE HAD TO THE SOUTHWEST OF ENGLAND TO HELP TO IDENTIFY COMPANIES THAT MAY SEE AUSTIN AS THEIR VEHICLE FOR ENTRANCE INTO THE NORTH AMERICAN MARKET. BUT WE'VE DONE OTHER THINGS AS

WELL. WE PARTICIPATED IN EVENTS IN SPAIN AND OTHER EVENTS AROUND THE COUNTRY. SO I'M GOING TO LEAVE IT AT THAT. I WANT TO AGAIN REITERATE OUR THANKS FOR THE SUPPORT THAT THE CITY HAS BEEN GIVING US. MOST OF THIS WOULD NOT BE POSSIBLE WITHOUT THE SUPPORT OF THE CITY, OF THE UNIVERSITY OF TEXAS AND THE CHAMBER AND OUR OTHER PARTNERS AND WE SEE IT AS CRITICALLY IMPORTANT THAT WE CONTINUE THIS PROCESS FORWARD AND WE'RE ALREADY SEEING THE FRUITS OF THAT SUCCESS. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, AARON. JOE, WELCOME.

THANK YOU, COUNCIL AND THE MAYOR FOR HAVING US TODAY. I'M GOING TO PARALLEL WHAT AARON WAS SAYING ON BEHALF OF THE WIRELESS SIDE, WHAT WE'RE DOING ON THE CLEAN TECH SIDE. I WANT TO SEE IF I CAN ACTUALLY GET THIS TO WORK. IF NOT -- THERE WE GO. MAGIC. SO AGAIN, IN 2006-2007, THIS IS THE YEAR THAT I ARRIVED TO HEAD UP THE CLEAN ENERGY INCUBATOR. WE RECEIVED \$220,000 IN OPERATIONAL SUPPORT, 120,000 OF THAT WENT TO PUTTING ON THE FIRST CLEAN ENERGY VENTURE SUMMIT HELD IN AUSTIN WHICH PUT AUSTIN BACK ON THE NATIONAL STAGE FROM A VENTURE CAPITALIST PERSPECTIVE OF ONE OF THE MAJOR PLACES TO PUT THEIR MONEY TO INVEST IN COMPANIES IN THE CLEAN TECHNOLOGY SPACE. 420 PEOPLE ATTENDED, 20 COMPANIES PRESENTED, MOST HAVE RECEIVED CAPITAL AND SOME ARE THINKING ABOUT RELOCATE TO GO AUSTIN OF THE ONES THAT ARE NOT ALREADY HERE TODAY. \$100,000 OF THAT SUPPORT GOES TO OUR ONGOING [INAUDIBLE] OPERATIONS. WHEN YOU LOOK AT THAT, OUT OF THAT 10 OR 20,000..... \$20,000 THAT HAS COME IN, WE HAVE LEVERAGED THAT TO \$3 MILLION IN TERMS OF CAPITAL INVESTMENT THAT HAVE GONE INTO THOSE COMPANIES. THAT'S JUST THE TIP OF THE ICEBERG OF SOME OF THE THINGS WE HAVE IN THE PIPELINE GOING INTO 2008. IN TERMS OF ACTUALLY BEING ABLE TO EXECUTE AND GROWING COMPANIES, ATTRACTING, RETAINING AND BUILDING COMPANIES, WE SAW OVER 80 NEW PERIODS COME AND VISIT US. WE ADDED FIVE NEW MEMBERS TO THE INCUBATOR. WE GRADUATED FIVE PREVIOUS COMPANIES. WE KEPT TWO COMPANIES FROM THEIR PRIOR

ADMINISTRATION BEFORE I CAME HERE. OF THOSE TWO COMPANIES, BOTH HAVE BEEN SUCCESSFUL IF GOING OUTSIDE AND RAISING OUTSIDE VENTURE CAPITAL FINANCING. OUT OF THIS SIMILAR TO WHAT AARON REFLECTED, WE'VE CREATED ABOUT 18 NEW JOBS OUT OF THE NEW COMPANIES WE'VE BROUGHT ON BOARD AND THE TOTAL NUMBER OF JOBS IN THE AREA AROUND THESE COMPANIES IS AROUND 50 TODAY. AND AGAIN, AS AARON MENTIONED, WE EXPECT EVERY SINGLE ONE OF THESE COMPANIES TO GENERATE AROUND 60 EMPLOYEES IF THEY ARE GOING TO BE SUCCESSFUL IN THE FUTURE. LET'S ALSO REFLECT ON SOME OF THE OTHER ACHIEVEMENTS WE'VE BEEN ABLE TO ACCOMPLISH THIS YEAR WITH THE CITY'S SUPPORT. ONE OF THE THINGS I WANTED TO MAKE SURE WE DID WAS REALLY BUILD THE INNOVATION ENGINE OF AUSTIN. ONE OF THOSE THINGS WAS PROVE YOU CAN SPIN TECHNOLOGY OUT OF -- AND AT THE UNIVERSITY OF TEXAS SO WE PUT TOGETHER A COMPANY OUT OF INNOVATION IN THE MATERIAL SCIENCE GROUP AT THE UNIVERSITY OF TEXAS TO BETTER CREATE A BATTERY COMPANY THAT ARE GOING TO SOLVE PROBLEMS ADDRESSED BY HYBRID VEHICLES. WE'VE GOTTEN THAT UP AND RUNNING AND GOTTEN A LICENSE AGREEMENT IN THREE AND A HALF WEEKS WHICH I THINK IS WORLD RECORD. WE'VE ALSO THROUGH -- I'LL MENTION SOME OF THE OTHER EVENTS WE PUT TOGETHER IN A MOMENT, BUT THROUGH THE -- IF I FAST FORWARD AND TALK ABOUT SOME OF THE THINGS WE'VE DONE IN AUSTIN TO BE ABLE TO COALESCE THE COMMUNITY, WE'VE NOT ONLY PUT ON THE CLEAN ENERGY VENTURE SUMMIT, WE PUT ON A NEW SERIES THAT BROUGHT TOGETHER ENTREPRENEURS OF ACADEMICS, POLICY MAKERS, INVESTORS AND SERVICE PROVIDERS TO START TALKING ABOUT HOW TO BUILD BUSINESSES IN DIFFERENT DISCIPLINES, IN DIFFERENT TECHNOLOGY AREAS OF CLEAN TECH. WE HELD AN EVENT IN JUNE OF THIS YEAR JUST ON SOLAR. OUT OF THAT ONE EVENT ALONE, WE'VE CREATED FOUR NEW COMPANIES HERE IN AUSTIN AROUND THAT. ONE OF WHICH IS ALREADY IN THE INCUBATOR. SOME OF THE ADDITIONAL ONCE MAY BE COMING IN AS WELL. THERE WAS A FUNCTION LAST NIGHT JUST TO COALESCE THE NUMBER OF ENTREPRENEURS IN TOWN AND THAT EVENT HAD OVER 200 PEOPLE THAT STARTED MOBILIZING.

OUT OF THAT ONE OF THOSE COMPANIES, SAVE, IS THE ONE WE DID BRING INTO THE INCUBATOR AND THEY ARE PROBABLY GOING TO BE BUILDING A NEW SOLAR COMPANY THAT WILL PROBABLY EMPLOY 40 PEOPLE OVER THE NEXT TWO YEARS IN AUSTIN. WE'LL PROBABLY RECEIVE A LARGE AMOUNT OF CAPITAL TO BE ABLE TO DO SO. WE'RE EXCITED ABOUT THE ABILITY TO NOT ONLY BRING IDEAS OUT OF OUR INNOVATION CENTERS BUT ALSO BE ABLE TO BUILD ENTREPRENEURS IN THE COMMUNITY. THEY ARE GOING TO SOLVE PROBLEMS IN THE COMMUNITY BUT ALSO BUILD NEW TECHNOLOGY OPPORTUNITIES IN THE COMMUNITY. IN ADDITION, LIKE AARON SAID, WE PROMOTED AUSTIN AT THE CLEAN TECH CAPITAL. WE NOT ONLY ATTENDED SOME OF THE MAJOR CONFERENCES OF THE CLEAN TECH FORUM, BUT WE ALSO HELPED WORK IN PARTNERSHIP WITH THE TRADE ORGANIZATION CALLED THE CLEAN TECHNOLOGY AND SUSTAINABLE INDUSTRY ORGANIZATION TO LAUNCH A NEW CLEAN TECH INITIATIVE AND AT THE SAME TIME WE HOPE TO BE ABLE TO GET THEM TO SET UP THEIR TRADE ORGANIZATION HERE IN AUSTIN SO THEY BRING AN ADDITIONAL PIPELINE OF INNOVATION TO AUSTIN THAT WILL ALLOW US TO BE ABLE TO DO MORE OF WHAT WE DO, ATTRACTING INKNOW.....INNOVATION FROM ALL OVER THE WORLD TO COME BACK HERE. THAT CONFERENCE WAS HELD IN WASHINGTON, D.C. AND PUT AUSTIN FURTHER ON THE MAP IN TERMS OF A PLACE TO DO CLEAN TECH BUSINESS AT THE POLICY LEVEL. SO THAT'S WHAT WE'VE BEEN ABLE TO ACCOMPLISH IN A NUTSHELL. WE EXPECT EVEN BIGGER AND GREATER THINGS OVER THE NEXT YEAR AND WE REALLY APPRECIATE THE CONTINUED SUPPORT OF THE CITY AND ESPECIALLY AUSTIN ENERGY AND THE PARTNERSHIP WE'VE BEEN ABLE TO PUT IN PLACE TO DATE. SO THANK YOU.

Mayor Wynn: THANK YOU MR. SURFACE. CONGRATULATIONS.

ONE OTHER COMMENT THAT WE HAVE IN CLEAN ENERGY THIS PAST YEAR WAS HIRING JOEL FROM HIS VENTURE CAPITAL FIRM IN CALIFORNIA. WE COULDN'T HAVE DONE THAT WITHOUT YOUR SUPPORT EITHER. LAST SLIDE, BIOSCIENCE, WE ARE VERY KEEN TO TRY TO BUILD UP A BIOSCIENCE CAPABILITY AT THE AUSTIN INCUBATOR PARALLEL TO THE ONES WE HAVE IN WIRELESS AND CLEAN

ENERGY. WE THINK THIS IS A SECTOR THAT IS TRULY EMERGING HERE IN AUSTIN, ESPECIALLY AROUND MEDICAL DEVICES AND MEDICAL INFORMATICS. WE HAVE A LOT OF EXPERTISE AT THE UNIVERSITY OF TEXAS AND THE PROGRAM FOR THIS COMING YEAR WOULD BE TO TAKE THE FOUNDING INVESTMENT FROM THE CITY OF AUSTIN AND BUILD OUT THE TALENT INFRASTRUCTURE, THE NETWORKS, THE PROMOTION INFRASTRUCTURE, ET CETERA, THAT WE NEED IN ORDER TO BE ABLE TO DELIVER THE SAME KIND OF VALUE IN BIOSCIENCE WE ARE DELIVERING IN THE OTHER SECTORS THAT WE SUPPORT. LY STOP THERE AND WE CAN ANSWER ANY QUESTIONS THAT YOU HAVE.

Mayor Wynn: THANK YOU. QUESTIONS, COUNCILMEMBERS? COUNCILMEMBER LEFFINGWELL.

Leffingwell: THANK YOU. OBVIOUSLY THE KINDS OF INDUSTRIES YOU ARE TRYING TO BRING TO AUSTIN ARE SOMETHING THAT I THINK ALL OF US WANT AND SO I APPRECIATE THAT. THIS CURRENT FISCAL YEAR THE CITY OF AUSTIN BUDGETED TO A.T.I. A TOTAL OF \$735,000. SO MY QUESTION WOULD BE, OUT OF THAT \$735,000, WHEN DO WE SEE A RETURN ON THAT MONEY IN THE FORM OF REVENUES TO THE CITY IN TERMS OF TAX BASE, ET CETERA, AND I REALIZE IT MAY BE A LONG-TERM PROCESS, BUT I THINK WE AT LEAST NEED SOME KIND OF PROJECTION, SOME KIND OF GIVE AND GET FOR OUR 735,000.

ABSOLUTELY. AND WE VERY MUCH APPRECIATE THE FACT YOU ARE KEEPING US ACCOUNTABLE FOR HOW WE'RE USING THE TAXPAYERS' MONEY IN THIS REGARD. IT IS -- IT IS A CHALLENGE TO DEVELOP A SET OF METRICS THAT ACCURATELY REFLECT THE ECONOMIC DEVELOPMENT THAT HAPPENS IN STARTUP ENVIRONMENTS. I WOULD SAY A COUPLE OF THINGS. ONE IS SOME OF THAT RETURN IS ALREADY HAPPENING THROUGH THE CREATION OF JOBS THAT WE TALKED ABOUT THAT'S ALREADY GOING ON EVEN WITH THESE VERY EARLY STAGE COMPANIES. THE SECOND THING I WOULD SAY IS THIS IS A DIFFERENT KIND OF ECONOMIC DEVELOPMENT GAME THAN FINDING AN ESTABLISHED COMPANY AND MOVING IT DIRECTLY INTO AUSTIN. THIS IS MUCH MORE LIKE PLANTING A SEED AND WATCHING IT GROW. IT'S A PERHAPS UNSATISFACTORYING

ANSWER, BUT THE PROFESSIONAL INVESTORS INVESTING IN COMPANIES THAT ARE THIS EARLY STAGE HAVE TIME HORIZONS THAT ARE 5 TO 10 YEARS. THAT SAID, I THINK IT WOULD BE APPROPRIATE FOR US TO DO SOMETHING WE HAVE NOT YET DONE AND WORK WITH SOME ECONOMISTS AT THE UNIVERSITY OF TEXAS TO TRY TO GIVE YOU MORE ACCURATE PROJECTIONS BASED ON THE AMOUNT OF CAPITAL COMING INTO THE COMPANIES IN TERMS OF THE NUMBER OF JOBS THAT WE COULD GET OUT.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL. LEVEL.....

Leffingwell:, WELL, THAT'S GOOD. THAT'S THE KIND OF INFORMATION WE LIKE TO SEE BECAUSE WHEN WE CURRENTLY GIVE MONEY TO COMPANIES THAT WANT TO LOCATE IN AUSTIN, WE REQUIRE BEFORE THEY RECEIVE ANY FORM OF REBATE THAT THEY SHOW US WHAT THEIR GAIN IS. THEY HAVE TO -- WE HAVE TO BE ABLE TO MEASURE THEIR PERFORMANCE. SO THAT'S WHAT I WOULD LIKE TO BE ABLE TO DO WITH REGARD TO YOUR RECRUITING EFFORTS.

I VERY MUCH AGREE, AND WE WOULD LIKE YOU TO DO THAT FOR US BECAUSE IT KEEPS US HONEST AS WELL. WE HAVE BEEN WORKING ACTIVELY WITH THE CITY STAFF, WITH SUE EDWARDS AND RODNEY AND BRIAN AND JIM AND EVE TO TRY TO DEVELOP A SET OF METRICS THAT CAN GIVE YOU MORE TRANSPARENCY INTO THE IMPACT WE'RE VTIONING AT A.T.I. THE CHALLENGE IS A LOT OF THESE METRICS ARE GOING TO BE FORWARD LOOKING AS WELL AS BACKWARD LOOKING. AFTER WE HAVE A TRACK RECORD WE'LL BE ABLE TO WITH THIS MOST RECENT ROUND OF FOUNDING, WE'LL BE ABLE TO CORRELATE THOSE AND MAKE SURE WE'RE RIGHT. WHAT WE'RE TRYING TO DO IS SHOW YOU THE HISTORIC RESULTS WE'VE HAD AND TALK ABOUT WHAT WE'RE DOING RIGHT NOW WITH SOME PROJECTIONS ABOUT WHAT YOU COULD EXPECT DOWN THE ROAD AS THESE COMPANIES GROW.

Mayor Wynn: THANK YOU. FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER McCracken.

McCracken: I AGREE WITH COUNCILMEMBER LEFFINGWELL, THIS IS A GREAT PRESENTATION. MY RECOLLECTION IS THAT

THE CITY OF AUSTIN WAS ACTUALLY ONE OF THE FOUNDING PARTNERS IN CREATING THE AUSTIN TECHNOLOGY INCUBATOR.

THAT'S EXACTLY TRUE. I THINK I MAY BE GETTING THE NUMBERS SLIGHTLY WRONG, BUT I BELIEVE THAT THE AUSTIN TECHNOLOGY INCUBATOR WAS ACTUALLY FOUNDED WITH A \$35,000 GRANT FROM THE CITY OF AUSTIN BACK IN 1989, AND THAT'S WHAT ALLOWED THE AUSTIN TECHNOLOGY INNING YOU BOUGHTER TO GET OFF THE GROUND. SO THE PARTNERSHIP GOES BACK TO THE VERY BEGINNING.

McCracken: AND THEN ALSO, COULD YOU DESCRIBE FOR US THE EMERGING TECHNOLOGY FUND FROM THE STATE OF TEXAS, HOW MANY COMPANIES HAVE BEEN FUNDED, HOW MANY AUSTIN COMPANIES HAVE BEEN FUNDED BY THE STATE'S EMERGING TECHNOLOGY FUND.

THE EMERGING TECHNOLOGY FUND IN THE STATE OF TEXAS IS AN EFFORT BY THE STATE TO SUPPORT TECHNOLOGY BASED ECONOMIC DEVELOPMENT. AND ONE OF THE WAYS THAT THAT HAPPENS IS THROUGH GIVING GRANTS, MAKING INVESTMENTS, DIRECT INVESTMENTS INTO EARLY STAGE TECHNOLOGY COMPANIES. THE STATE HAS SET ASIDE \$100 MILLION TO DO THIS AND I APOLOGIZE FOR NOT HAVING THE FIGURES ABOUT HOW MANY AWARDS HAVE BEEN GIVEN AND HOW MANY HAVE BEEN GIVEN IN AUSTIN, BUT WE HAVE HAD, I BELIEVE, SEVEN COMPANIES, EITHER CURRENT MEMBER COMPANIES OR RECENT GRADUATES APPROVED FOR STATE FUNDING. SO ONE OF OUR GOALS IN TAKING CITY MONEY IS TO TRY TO GET AS MUCH LEVERAGE ON THAT MONEY AS WE CAN BY GOING TO OTHER SOURCES, PRIVATE INVESTORS, ALSO THE POOLS OF MONEY THAT THE STATE IS MAKING AVAILABLE SO THAT AUSTIN HOPEFULLY, AND IF ANYBODY IS FROM THE STATE IN THE ROOM, AUSTIN HOPEFULLY GETS A DISPROPORTIONATE STATE OF THE TECHNOLOGY INVESTMENT THE STATE IS MAKING INTO THESE PRIVATE COMPANIES.

McCracken: I THINK THAT'S AN IMPORTANT POINT AS WE LOOK AT METRICS AND SUCCESS IS FOLLOWING THAT A LOT OF TIMES WE WILL MAKE INVESTMENTS AS A GOVERNMENT TO LEVERAGE FEDERAL OR STATE FUNDS. WHAT HAPPENS

WITH EMERGING TECHNOLOGY FUND IS THE ONLY WAY THE STATE WILL AWARD STATE EMERGING TECHNOLOGY FUND GRANTS IS IF A COMPANY IS IN A QUALIFYING ORGANIZATION. AND ONE QUALIFYING ORGANIZATION IS THE UNIVERSITY OF TEXAS. SO WHAT HAPPENS IS WHEN WE IN THE CITY OF AUSTIN FUND SLOTS FOR COMPANIES AT THE AUSTIN TECHNOLOGY INCUBATOR, THAT MAKES THEM THEREBY ELIGIBLE TO COMPETE FOR STATE EMERGING TECHNOLOGY FUND GRANTS. AND IF WE DID NOT HAVE THOSE SPOTS OPEN AT THE AUSTIN TECHNOLOGY INCUBATOR, THERE WOULD BE NO ELIGIBILITY MECHANISM FOR THESE COMPANIES THEN TO SEEK STATE EMERGING TECHNOLOGY FUND GRANTS. IS THAT RIGHT?

THAT'S EXACTLY RIGHT. AND I WOULD ADD TO THAT AS WE H. WE'VE GOT THROUGH THE PROCESS, WE'VE DEVELOPED A BIT OF AN EXPERT TEASE AND A BRAND IN HELPING TO SHEPHERD AUSTIN COMPANIES THROUGH THAT PROCESS. IT'S NOT INTUITIVE. AND I THINK THAT THE COMPANIES THAT AWARD THE GRANTS ARE LOOKING MORE FAVORABLE ON THE COMPANIES THAT COME THROUGH A.T.I. BECAUSE THEY'VE HAD STRONG SUCCESS WITH THOSE COMPANIES IN THE PAST.

McCracken: THE -- AND WHEN WE ARE MAKING OUR INVESTMENTS IN THE AUSTIN TECHNOLOGY INNING YOU BAITEDDER WE ARE NOT PROVIDING MONEY TO THE MEMBERS, WE ARE PROVIDING MONEY TO CREATE A TRAINING INFRASTRUCTURE AND PARTNERSHIP IN THE YORT, UNIVERSITY OF TEXAS.

CORRECT. AS A TAXPAYER, IT WOULD BE DIFFICULT TO CONVINCE ME THAT DIRECT INVESTMENT IN EARLY STAGE TECHNOLOGY COMPANIES IS SOMETHING I WOULD WANT TO HAVE DONE WITH MY MONEY BECAUSE THE RISK IS SO EXTREME. I THINK THAT WHAT THE CITY HAS CHOSEN TO DO IN TERMS OF SUPPORTING INTERMEDIARY ORGANIZATIONS THAT WORK WITH THESE COMPANIES BY PROVIDING TALENT AND RESOURCES, CONNECTIONS TO THE UNIVERSITY IS A VERY INTERESTING AND POWERFUL MODE OF ECONOMIC DEVELOPMENT WHICH I'M NOT SEEING -- I THINK AUSTIN MAY BE ONE OF THE LEADERS IN CHOOSING TO DO THAT.

McCracken: THIS MAY BE A QUESTION FOR CITY STAFF ABOUT WE HAVE NOW FOUR CORNERSTONES OF OUR PILLARS OF ECONOMIC DEVELOPMENT POLICY, ESTABLISHED INDUSTRIES, CULTURAL ARTS, EMERGING TECHNOLOGIES, BUT THE FOURTH IS SMALL BUSINESS. AND MAYBE SEE, RODNEY, IF ONE OF YOU ALL COULD DESCRIBE FOR US WHAT WE USE METRICS AND HOW MUCH WE INVEST IN OUR SMALL BUSINESS PORTION OF ECONOMIC GROWTH AND REDEVELOPMENT SERVICES.

Mayor Wynn: WELCOME, MS. EDWARDS.

SUE EDWARDS, ECONOMIC GROWTH. COUNCILMEMBER, COULD YOU ASK THE QUESTION ONE MORE TIME, PLEASE?

McCracken: SURE. COULD YOU DESCRIBE WHAT WE DO IN THE AREA OF SMALL BUSINESS, OUR SMALL BUSINESS EFFORTS IN SIGHT OF ECONOMIC GROWTH AND DEVELOPMENT? THAT STRIKES AS -- ON THE EMERGING TECHNOLOGY PILLAR OF OUR POLICY THROUGH OUR PARTNERSHIP WITH A.T.I.

YOU ARE CORRECT. WE DO NOT -- WE HAVE BOTH A DIRECT AND INDIRECT RELATIONSHIP WITH SMALL BUSINESSES. ONE OF THE THINGS THAT WE DO IS TO CONTRACT WITH OTHER PROVIDERS WHO THEN PROVIDE THE TRAINING AND SUPPORT THE SMALL BUSINESSES AND REALLY INCUBATE THE SMALL BUSINESSES. SO THERE'S VERY MUCH AN ANALOGY BETWEEN THE TWO. SMALL BUSINESS DEVELOPMENT ALSO HAS SOME DIRECT SERVICES, BUT THE MAJORITY OF THOSE SERVICES ARE INDIRECT. WE ALSO WORK VERY CLOSELY WITH A.T.I. AND ISAAC HAS BEEN TO AND I THINK SOME OF HIS STAFF HAVE BEEN TO THE SMALL BUSINESS DEVELOPMENT CENTER AND WE HAVE TALKED ABOUT AND EXCHANGED A NUMBER OF IDEAS WHERE THERE IS A GREAT CROSSOVER BETWEEN THE TALENT THAT THE SMALL BUSINESS DIVISION HAS IN TERMS OF EXPERTISE AND TRAINING AND HOW THAT HAS BEEN TAILORED IN SMALL PART TO -- WELL, ACTUALLY IN A LARGE PART TO SUPPORT SOME OF THE EMERGING TECHNOLOGY AND THOSE SMALL BUSINESSES THAT THEY BEGIN. SO THERE IS A GREAT ANALOGY AND A VERY CLOSE OPERATION.

McCracken: AND THEN IN TERMS OF MEASURING THE METRICS FOR HOW WE ANALYZE OUR INVESTMENT IN THE SMALL BUSINESS SECTION AS DISTINGUISHED TO THE EMERGING TECHNOLOGY DIVISION, WHAT ARE THE METRICS OF SUCCESS THAT WE USE IN ANALYZING INVESTMENTS ON THE SMALL BUSINESS SECTION OF ECONOMIC GROWTH?

WE USE A NUMBER OF DIFFERENT METRICS. ONE IS TO LOOK AT ACTUALLY THE NUMBER OF PEOPLE WHO COME IN FOR INFORMATION. THE SECOND IS THE NUMBER OF PEOPLE THAT WE REFER TO TRAINING WITH OUR CONTRACTORS AND OUR SUBCONTRACTORS. THE THIRD PART OF THAT IS LOOKING AT HOW MANY JOBS ARE CREATED, AND THE FOURTH PART OF THAT IS HOW MANY BUSINESSES ARE ACTUALLY CREATED WITHIN A CERTAIN PERIOD OF TIME.

McCracken: I THINK AS WE TRY TO DEVELOP METRIC, WHICH I AGREE WITH ISAAC IT'S A VERY CHALLENGING THING TO DO IN ANY TYPE OF SMALL BUSINESS WHETHER IT BE A RESTAURANT OR A WIRELESS RAPID GROWTH STAGE COMPANY WITH 10 EMPLOYEES, I MEAN THEY ARE ALL SMALL BUSINESSES. IT'S A CHALLENGE TO DEVELOP METRICS TO MEASURE THESE. AND I THINK, YOU KNOW, THE KEY THINGS FOR US IS IN LOOKING AT METRICS ALSO IS HOW MANY -- HOW MANY COMPANIES RECEIVE STATE EMERGING TECHNOLOGIES FUND GRANTS BECAUSE THEY ARE AT A.T.I. AND THEREFORE ARE ELIGIBLE FOR E.T.F. FUNDS. THAT IS A HELPFUL METRIC AS WELL. THIS MAKES AUSTIN THE MAJOR PLAYER IN THE STATE IN LEVERAGING STATE EMERGING TECHNOLOGY FUND GRANTS IN A WAY WE NEVER WOULD BE ABLE TO DO. WE WOULD MISS OUT LOCAL "ON THOSE DOLLARS ENTIRE IF WE DIDN'T HAVE THESE SLOTS AVAILABLE AT A.T.I. AND I THINK ALSO THIS IS A REALLY UNIQUE AREA IN OUR EMERGING TECHNOLOGY, IN OUR ECONOMIC DEVELOPMENT EFFORTS BECAUSE IT'S DIFFERENT FROM, SAY, OUR ECONOMIC DEVELOPMENT AGREEMENTS WITH SAMSUNG OR FREE SCALE OR HOME DEPOT WHERE WE PROVIDE A SIGNIFICANT TAX INVESTMENT IN RETURN FOR JOBS. THIS IS FOCUSING ON TRAINING TALENT AND TECHNOLOGY COMMERCIALIZATION FOR SMALL RAPID GROWTH COMPANIES, COMPANIES WITH 2 TO 20 EMPLOYEES. IT'S A TOTALLY DIFFERENT EFFORT. IN TERMS OF THE BIOSCIENCE EFFORTS, THIS IS

FUNDAMENTAL TO OUR EFFORTS TO DEVELOP A MEDICAL SCHOOL AT THE UNIVERSITY OF TEXAS LOCATED IN AUSTIN. OUR TRIP TO SAN DIEGO A LOT OF US TOOK, WE SAW THAT A MEDICAL SCHOOL WITH A CORNERSTONE ALONG WITH A LOCAL PARTNERSHIP OF SAN DIEGO STATE FOR CREATING BIOSCIENCE TECHNOLOGY COMMERCIALIZATION EFFORTS, THOSE TWO THINGS ARE THE CORNERSTONES FOR SAN DIEGO'S INCREDIBLY SUCCESSFUL BIOTECH SECTOR AND THAT'S WHAT REALLY THE BIOSCIENCE SECTOR IS GEARED FOR THAT WE HAVE MADE POSSIBLE WITH OUR CITY'S PLANNING INVESTMENT. BUT THE PARTNERSHIP WITH THE UNIVERSITY OF TEXAS HAS ALWAYS BEEN THE CORNERSTONE OF OUR ECONOMIC DEVELOPMENT STRATEGY SINCE M.C.C. THAT'S HOW WE DO ECONOMIC DEVELOPMENT IN AUSTIN IS WE PARTNER BETWEEN THE CITY OF AUSTIN, THE STATE OF TEXAS, THE UNIVERSITY OF TEXAS, THE CHAMBER AND CITY OF AUSTIN. I PROBABLY REPEATED SOME THERE. ALSO I'VE MET SEVERAL SMALL RAPID GROWTH STAGE COMPANIES THAT THE UNIVERSITY OF TEXAS IS RECRUITING THE STAIN BECAUSE WE ARE INVESTING IN TRAINING SLOTS AT A.T.I. AND SO THEY'VE BEEN PART OF OUR ECONOMIC DEVELOPMENT EFFORT THROUGH THIS PARTNERSHIP. THIS IS WHAT OUR PEER REGIONS DO ALSO, SILICON VALLEY AND STANFORD, SAN DIEGO AND SAN DIEGO STATE, THE CITY OF ALBANY WITH THE UNIVERSITY OF NEW YORK IN ALBANY, AND THEN RALEIGH AND DURHAM WITH THE UNIVERSITY OF NORTH CAROLINA AND NORTH CAROLINA STATE. THAT'S WHAT OUR PEER REGIONS DO AND THAT'S WHAT -- THAT'S ONE OF THE AREAS WHERE WE HAVE TO BE TO REMAIN A FRONT END, YOU KNOW, EMERGING TECHNOLOGY REGION GLOBALLY. BEFORE [INAUDIBLE] MOVED BACK TO CALIFORNIA FROM AUSTIN ONE OF THE THINGS MIKE TOLD ME, HE SAID THE MOST IMPORTANT THING AUSTIN NEEDS TO BE DOING RIGHT NOW, THE CITY OF AUSTIN IS MAKING SURE THAT UNIVERSITY OF TEXAS TECHNOLOGY IS BECOMING COMMERCIALIZED.....IZED INTO COMPANIES AND YOU ARE NOT DOING THAT ENOUGH IN AUSTIN AND THAT IS THE MOST CRITICAL ECONOMIC DEVELOPMENT EFFORT YOU SHOULD BE MAKING IN AUSTIN AND THAT'S WHAT WE'RE DOING. THIS HAS BEEN A SIGNIFICANTLY RAMPED UP EFFORT IN THE LAST TWO YEARS THANKS TO ISAAC, AARON, JOEL AND ALL

OF OUR TEAM HERE AT CITY OF AUSTIN. YOU ALL ARE DOING A GREAT JOB AND WE APPRECIATE YOUR EFFORTS ON BEHALF OF OUR PARTNERSHIP WITH THE UNIVERSITY OF TEXAS.

Mayor Wynn: COUNCILMEMBER LEFFINGWELL, THEN KIM.

Leffingwell: I'LL BE BRIEF. I CERTAINLY DIDN'T MEAN TO SAY WE WOULD USE THE SAME METRICS TO QUANTIFY COMMUNITY BENEFITS AS WE DO IN OUR INCENTIVE PROGRAMS, BUT I DO THINK WHEN WE ALLOCATE THREE-QUARTERS OF A MILLION DOLLAR IN OUR BUDGET WE DO NEED SOME METRICS TO QUANTIFY THE COMMUNITY BENEFIT FROM THAT MONEY.

Mayor Wynn: COUNCILMEMBER KIM.

Kim: ISAAC, I THINK YOUR TEAM IS REALLY IMPRESSIVE IN WHAT YOU ARE BEING ABLE TO ACCOMPLISH IN A SHORT AMOUNT OF TIME, AND IT HELPS ANCHOR AUSTIN AS A LEADER IN ALL THESE DIFFERENT SECTORS, WIRELESS, CLEAN ENERGY, BIOSCIENCES, THERE'S JUST SO MUCH THAT IS GOING ON WITH TECHNOLOGY IN THE WORLD AND IT REALLY IS IMPORTANT TO HAVE THESE EXCHANGES, HAVE A PRESENCE AT THE CONFERENCE TO LET THEM KNOW AUSTIN IS A GREAT PLACE FOR STARTUP CAPITAL, FOR NEW INVESTMENTS IN NEW COMPANIES SUCH AS THE ONES THAT YOU ARE SPONSORING. I THINK THE SPACE AND -- THAT YOU HAVE WHERE PEOPLE CAN EXCHANGE IDEAS, COLLABORATE, EVEN COMPETE, I THINK IT'S VERY CRITICAL IF WE'RE GOING TO BE ON THE LEADING EDGE OF REALLY THE ADVANCES IN ECONOMIC DEVELOPMENT WHICH IS TECHNOLOGY AND KNOWLEDGE BASE. SO I REALLY WANT TO COMMEND YOU FOR ALL YOUR WORK AND YOUR COMMITMENT AND I KNOW THAT YOU CAME OVER FROM MCKENZIE AND SO -- FOR LEAVING THAT PRIVATE SECTOR POSITION TO GO INTO A NON-PROFIT SECTOR BECAUSE IT'S SOMETHING THAT YOU AND YOUR TEAM REALLY BELIEVE IN, I THINK IT'S VERY IMPORTANT WEEK AND SO I APPRECIATE EVERYTHING THAT YOU DO.

THANK YOU.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS ON OUR PRESENTATION? SUE, I TRUST WE CAN SOMEHOW MAKE THIS POWER POINT AVAILABLE ON OUR WEBSITE OR JUST AVAILABLE TO THE PUBLIC?

YES, WE CAN.

Mayor Wynn: GOOD. THANK YOU. THANKS AGAIN, FOLKS. COUNCIL, I THINK WE HAVE ONE POTENTIAL DISCUSSION ITEM WHICH I UNDERSTAND WAS SIMPLY A POSTPONEMENT REQUEST. ITEM 12 WAS PULLED OFF THE CONSENT AGENDA BY COUNCILMEMBER MARTINEZ AND I RECOGNIZE HIM AT THIS TIME.

Martinez: THANKS, MAYOR. WE HAD SOME QUESTIONS DURING THE JUDICIAL SUBCOMMITTEE MEETING ON THIS AGENDA ITEM, AND I DON'T THINK THOSE QUESTIONS ARE COMPLETELY ADDRESSED WITH THE ITEM THAT'S POSTED TODAY. THE CONCERN WE HAD WAS IN A JOINT OWNERSHIP SITUATION WHO -- WHO CAN ACTUALLY BE HELD LIABLE FOR NOT BEING ABLE TO REREGISTER THEIR VEHICLE IF THERE IS AN OUTSTANDING ARREST WARRANT. WHAT WE HAVE FROM LAW DEPARTMENT IS THAT IF -- IF SOMEONE'S SPOUSE OR PARTNER IS IN JOINT OWNERSHIP AND HAS AN OUTSTANDING ARREST WARRANT, THE NON-OFFENDER WOULD STILL BE PRECLUDED FROM REGISTERING THEIR VEHICLE. AND I THINK THAT'S A SITUATION THAT WE ASKED ABOUT IN JUDICIAL SUBCOMMITTEE THAT WE DON'T WANT TO GET INTO AND WE WOULD LIKE TO GET THAT FIXED BEFORE APPROVING THIS ITEM. I'M GOING TO MAKE A MOTION THAT WE POSTPONE THIS, TAKE IT BACK TO JUDICIAL SUBCOMMITTEE, MAKE SURE THAT OUR CONCERNS ARE ADDRESSED AND THEN WE CAN DETERMINE WHETHER OR NOT TO BRING IT BACK TO COUNCIL AT A LATER DATE.

Mayor Wynn: MOTION BY COUNCILMEMBER MARTINEZ, SECONDED BY COUNCILMEMBER COLE, TO POSTPONE ITEM NUMBER 12 -- I GUESS TECHNICALLY --

I WOULD LIKE THE MOTION TO BE WITHDRAWN SO THAT YOU ARE NOT UNDER A TIME LINE WHEN YOU NEED TO BRING THEM BACK, WHEN YOU CAN JUST BRING IT BACK AT YOUR

LEISURE.

Mayor Wynn: WE WILL WITHDRAW ITEM 12. COUNCIL, THAT'S ALL OF OUR DISCUSSION ITEMS PRIOR TO OUR NOON GENERAL CITIZENS COMMUNICATION, WHICH BY LAW WE CAN'T TAKE UP UNTIL HIGH NOON, SO WITHOUT OBJECTION, WE WILL BE IN RECESS FOR APPROXIMATELY 6 MINUTES.

Mayor Wynn: THERE BEING A QUORUM PRESENT, I'LL CALL BACK TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. WE'VE BEEN A BREAK THE LAST FEW MINUTES. WE NOW GO TO OUR NOON CITIZEN COMMUNICATIONS. OUR FIRST SPEAKER IS JERRY BALAKA. SORRY IF I MISPRONOUNCED THAT, JERRY. WELCOME. YOU HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY MARCUS DELEON.

I'M JERRY BALAKA. I'VE BEEN A SILT SEN..... CITIZEN OF AUSTIN SINCE 1983. I WOULD LIKE TO THANK THE MAYOR AND STAFF FOR THE GREAT REVITALIZATION EFFORTS DOWNTOWN. IT'S A EXCITE TIME TO BE IN AUSTIN. THE POINT OF WHY I'M HERE TODAY IS I DO SUPPORT AIRPORT RAIL. BUT I RECOGNIZE THE FACT THAT WE'RE GOING TO HAVE TO WAIT YEARS FOR IT. WHAT'S IMPORTANT IS TO REMIND EVERYONE BR... ABOUT THE GREAT CAPITAL METRO FLYER SERVICE WE HAVE RIGHT NOW. IT TRAVELS BETWEEN ABIA, DOWNTOWN, THE STATE CAPITOL AND U.T. IT COSTS 50 CENTS. IT TAKES ABOUT 20 MINUTES TO GET FROM THE AIRPORT TO 6th AND BRAZOS. MOST PEOPLE DON'T KNOW ABOUT THE BUS BECAUSE IT'S ON THE FARTHEST EDGE OF THE TERMINAL AND IT'S NOT THAT VISIBLE. THE BIGGEST PROBLEM IS THAT AIRPORT OFFICIALS HAVE NOT ALLOWED CAPITAL METRO TO ADVERTISE IN THE BAGGAGE CLAIM AREA. I TALKED WITH AIRPORT OFFICIALS FOR SEVERAL YEARS AND I WAS TOLD THAT THERE WERE NO -- THERE WAS NO ROOM FOR BUS SIGNS. THEY DID NOT EVEN ALLOW AIRPORT FLIER SIGNS DURING THE SOUTH BY SOUTHWEST MUSIC CONVENTION AND THIS IS AN EVENT THAT WANTS TO BE CARBON NEUTRAL. THE URBAN TRANSPORTATION COMMISSION AGREED THERE'S A PROBLEM. THEY ISSUED A PROCLAMATION IN AUGUST OF 2006. RECENTLY I DID GET SOME WORD THAT THERE WILL BE ONE LIGHTED SIGN, THEY ARE NEGOTIATING FOR THAT. THERE WILL ALSO BE SMALL

WAY-FINDING SIGNS. ALTHOUGH THIS SOUNDS LIKE PROGRESS, MY CONCERN IS THAT THE AIRPORT IS A BIG BUILDING AND I DON'T THINK ONE LIGHTED SIGN IS ENOUGH TO TAKE CARE OF THE WHOLE TERMINAL. THE AIRPORT HAS LOTS OF LIGHTED SIGNS, AS EXAMPLE IN MY PICTURES. WHEN THEY ARE NOT RENTED, THE AIRPORT POSTS A LOT OF PICTURES OF THINGS LIKE GOLF COURSES. IF THE CITY WANTS TO GET PEOPLE ON BUSES, THEY SHOULD DONATE MORE OF THESE LIGHTED SIGNS WITH INFORMATION AND MAPS. WE NEED ONE AT THE BASE OF EACH ESCALATOR, WE NEED ONE FOR THE EAST SIDE OF FLIGHT ARRIVALS, WE NEED ONE FOR THE WEST SIDE. SO THOSE ARE UPSTAIRS. WE NEED, LIKE, REALLY FOUR IN THE BUILDING. AGAIN, IT'S SUCH A LARGE PLACE AND WE NEED ONE MORE EACH AREA, NOT JUST ONE FOR THE WHOLE BUILDING. ONE THING PEOPLE LOVE ABOUT EUROPEAN CITIES IS THE AIRPORTS PROVIDE USEFUL INFORMATION ABOUT HOW TO RIDE PUBLIC TRANSIT, AND WE CAN HAVE THIS IN AUSTIN. IF PEOPLE DON'T KNOW IT'S THERE OR THEY DON'T UNDERSTAND THAT THIS IS EXPRESS SERVICE, THEY ARE JUST NOT GOING TO USE IT. THIS IS SUCH A GREAT PUBLIC RELATIONS OPPORTUNITY AND IT WILL IMPRESS VISITORS THAT AUSTIN IS REALLY GETTING ITS ACT TOGETHER ABOUT PUBLIC TRANSIT. NOT EVERYONE WE WANT AS A SENIOR CITIZENNER IS ON A CORPORATE EXPENSE ACCOUNT. EVEN A LOT OF WEALTHY PEOPLE LIKE TOO FEEL THEY THEY ACTUALLY USE PUBLIC TRANSIT. IT REALLY COMES DOWN TO THIS: THE NUMBER OF SIGNS YOU PUT UP WILL BE A VERY GOOD BAROMETER OF HOW MUCH YOU WANT PEOPLE TO RIDE THE BUS. I HOPE WE CAN GET A POSTER FOR EACH SECTION. THANK YOU.

Mayor Wynn: THANK YOU, MR. BALAKA.

[INAUDIBLE] FROM CAPITAL METRO IS HERE IF YOU HAVE ANY QUESTIONS.

Mayor Wynn: THANK YOU, JERRY. COUNCILMEMBER MARTINEZ.

Martinez: BRIEFLY I WANT TO SPEAK TO THIS ISSUE AND I SHARE THE SENTIMENTS WITH THE GENTLEMAN THAT JUST SPOKE, AND I YOA THAT CAP METRO HAS BEEN

NEGOTIATING WITH BERGSTROM, ABIA OVER THE LAST COUPLE OF YEARS TO IMPROVE SIGNAGE. WE JUST ADOPTED AN ORDINANCE TODAY SPEAKING ABOUT OUR MUNICIPAL BUILDINGS AND TRYING TO MAKE THEM GREENER, AND WE HAVE A FREE AIRPORT FLY THEIR CAP METRO RUNS, BUT YET WE'RE TRYING TO CHARGE CAP METRO AND PRECLUDE THEM FROM ADVERTISING THIS SERVICE, THIS PUBLIC SERVICE THAT SPEAKS TO OUR VALUES. SO I WOULD LIKE TO SEE IF WE CAN -- IF WE CAN JUST GIVE A DIRECTIVE THAT WE ALLOW CAP METRO TO FROM..... PROMINENTLY DISPLAY SIGNAGE SO PEOPLE CAN TAKE ADVANTAGE OF IT, SO WE CAN KEEP OUR CITY AS GREEN AS POSSIBLE, AND IT'S A PUBLIC FACILITY AND IT'S A PUBLIC TRANSIT AGENCY AND I JUST DON'T SEE WHY WE'RE IN A STALEMATE OVER NEGOTIATIONS ON WHERE THEY CAN ADVERTISE AND HOW MUCH THEY HAVE TO PAY. AND SO IF WE NEED TO BRING AN ITEM FROM COUNCIL, I WOULD BE MORE THAN WILLING TO DO THAT TO SEE IF MY COLLEAGUES WOULD SUPPORT IT. IF WE CAN JUST DO IT THROUGH A DIRECTIVE, I WOULD ENTERTAIN DOING THAT AS WELL.

Mayor Wynn: UNDERSTOOD. THE INSTINCT IS THAT THAT SORT OF SENTIMENT IS SHARED BY A NUMBER OF US SO WE WOULD LIKE TO FIGURE OUT HOW TO HAVE THAT COORDINATION.

IF THERE'S A CLEAR SENSE ON THE COUNCIL THAT YOU ARE INTERESTED IN THIS, WE WILL MAKE THIS HAPPEN. I DON'T DISAGREE WITH THIS. I HAVE THE SAME CONCERNS ON THIS. THE AIRPORT -- JUST IN FAIRNESS, THE AIRPORT IS A REVENUE GENERATING OPERATION AND THEY CHARGE EVERYBODY EQUALLY. BUT LIKE YOU, I BELIEVE WE HAVE A STRONG INTEREST IN MAKING SURE PEOPLE ARE AWARE OF THE PUBLIC TRANSIT THERE, AND WE'RE NOT MAXIMIZING THAT WITH WHAT WE'RE DOING.

Mayor Wynn: THANK YOU. COUNCILMEMBER McCracken.

McCracken: YEAH, I GUESS IN THE SENSE OF GAUGING STRONG INTEREST, I ALSO HAVE A STRONG INTEREST THAT WE DO THIS. PARTICULARLY WE JUST NEED TO BE PREPARED FOR THIS BECAUSE WE'RE ALSO ENGAGED --

WE'LL SEE THE EAST RIVERSIDE CORRIDOR PLAN LATER ON TODAY WHICH INCLUDES THE RAIL PLAN CONNECTING TO THE AIRPORT. AND WE ARE ALREADY ENGAGED THIS THE PLANNING PROCESS OF CONNECTING RAIL AT THE AIRPORT SO THIS IS PART OF OUR FUNCTION GOING FORWARD AND A PRETTY SIGNIFICANT WAY IS HAVE TRANSIT CONNECTIONS TO THE AIRPORT. I WOULD LIKE TO SEE US HAVE A MORE ROBUST WAY FOR FOLKS TO USE TRANSIT TO GET TO AND FROM THE AIRPORT.

AND THE ASSISTANT CITY MANAGER OF THE AIRPORT IS NODDING YES. I THINK WE'RE DONE WITH IT.

Mayor Wynn: THANK YOU ALL. WE HAVE A NUMBER OF FOLKS SIGNED UP WANT TO GO ADDRESS US REGARDING EAST AUSTIN ISSUES.

MORE COAST COULDN'T..... MARCOS COULDN'T BE HERE. WITH YOUR PERMISSION, I WOULD LIKE TO TAKE HIS TIME.

Mayor Wynn: WITHOUT OBJECTION, YES, SIR.

FIRST OF ALL, IT'S BEEN A WHILE SINCE I'VE COME TO REPORT TO YOU ALL, BUT THE NATIONAL -- LULAC NATIONAL DISTRICT OFFICERS APPOINTED ME AS CO-DISTRICT PRESIDENT HERE IN AUSTIN AND ALSO I'M THE NATIONAL CIVIL RIGHTS CO-CHAIR. ALSO I WANT TO TELL YOU LAST YEAR I CAME BEFORE YOU ASKING YOUR SUPPORT TO BRING THE STATE CONVENTION TO AUSTIN AND WE WERE SUCCESSFUL. IT WILL BE IN 2010. SO WE WILL BE COMING BACK TO YOU FOR A LITTLE BIT MORE SUPPORT ON THAT. ALSO, I WANTED TO BRING UP AN ISSUE THAT WE'LL BE BRINGING UP -- I'LL BE BRINGING UP AT THE SAFETY TASK FORCE ON THE [INAUDIBLE] HOUSE ISSUES AND THE HALFWAY HOUSES THAT ARE OCCURRING IN OUR NEIGHBORHOODS. AND I JUST WANTED TO TELL YOU THAT ONE OF THEM WAS VERY SUCCESSFUL THAT WE MOVED WAS 1,000 YARDS FROM A GRAMMAR SCHOOL WHICH WAS ON HOLLY AND MR. GARCIA'S STREET. WE HAD A PRESS CONFERENCE WHERE THE OWNER AGREED TO CLOSE IT DOWN AND WITHIN TWO DAYS IT WAS CLOSED DOWN. IT WAS THERE WITHOUT ANY PERMITS OR ANYTHING. SO

THAT'S ONE OF THE THINGS THAT WE'RE GOING TO BE BRINGING UP BEFORE THE TASK FORCE AND HOPEFULLY OTHER ISSUES THAT OCCUR WITH THOSE TYPE HOUSING. ALSO, WE ARE SUPPORTING THE FIRING OF THE POLICEMAN BY THE CHIEF AND ALSO SHOWS CREDIBILITY AS FAR AS HE IS CONCERNED AND WE AS A COMMUNITY ARE CONCERNED THAT WE NEED SOMEBODY THERE THAT'S WILLING TO TAKE THE BULL BY THE HORN AND DO WHATEVER NEEDS TO BE DONE TO CORRECT MATTERS THAT OCCUR IN THE CITY. SO WE DO SUPPORT THE CHIEF ON THAT ITEM. ONCE AGAIN, I WANT TO THANK YOU FOR PERMITTING THIS AND WE HOPE THAT EVERYBODY HAS A HAPPY, HAPPY CHRISTMAS WHENEVER IT DOES SHOW UP. IN THE MEANTIME, I HOPE YOU ALL DIDN'T EAT TOO MUCH TURKEY. THANK YOU AGAIN, SIR.

Mayor Wynn: THANK YOU. FRANCES MARTINEZ, WELCOME. YOU WILL HAVE THREE MINUTES TO BE FOLLOWED BY GAVINO FERNANDEZ.

GOOD AFTERNOON, MAYOR, CITY MANAGER TOBY, COLLEAGUES. MY NAME IS FRANCES MARTINEZ AND I'M CHAIRPERSON OF THE NEIGHBORHOOD ASSOCIATION AND MEMBER OF THE CONCILIO AND LULAC, COUNCIL 4814 AND ALSO GRADUATE OF LEADERSHIP AUSTIN. TODAY I BRING SOME ISSUES THAT I HAD BROUGHT AGAIN ABOUT A YEAR AGO, AND THAT WAS WITH THE HORSES CARRIAGE ON 300 ADIAK. THE PROBLEM REMAINS THE SAME WITH THE.....WE THE NEIGHBORHOOD WOULD LIKE FOR THESE HORSES TO BE MOVED. EVERY TIME THAT IT RAINS, IT IS AN AWFUL SMELL. THE DROPPINGS ARE THERE ON THE STREET, AND YES, I'VE CALLED SEVERAL TIMES AND, YOU KNOW, THEY DO GO CLEAN THEM UP, BUT IT'S A NUISANCE AND IT SMELLS TERRIBLE. AND I KNOW THAT THERE ARE A LOT OF NEWCOMERS IN EAST AUSTIN. AND IF THEY COME HERE, THEY PROBABLY WOULD BE MOVED. PLEASE, DON'T LET THIS BE LIKE WE FOUGHT THE BOAT RACES FOR MANY YEARS, OVER NINE YEARS, AND I'VE BEEN COMING HERE MAYBE ABOUT -- I DON'T KNOW, MAYBE ABOUT EIGHT, NINE -- ABOUT EIGHT YEARS NOW. SINCE '95, I BELIEVE. AND THEY ARE STILL THERE. THOSE HORSES HAS ALREADY HAD HORSES AND HORSES AND THEY WERE JUST SUPPOSED TO BE TEMPORARY. HOWEVER, ALSO, THEY DO BLOCK THE

STREET AROUND 5:30 TO 6:00, 6:30, SOMETHING LIKE THAT. THEY DO BATHE THE HORSES AND ALL OF THAT DEBRIS GOES INTO THE SEWER THERE. WE NEED TO LOOK AT THAT HEALTH HAZARD THERE. ALSO, WE DID MEET WITH FELIX PADRON REGARDING PALM PARK AND WE DID SOME PROGRESS THERE AND WE ARE HOPING THAT WE WILL HAVE ENOUGH GRADE ON THAT PARK, PALM PARK. ALSO THE PROBLEM THAT I HAD BROUGHT HERE REGARDING THE COMAL PARK. THAT'S BEEN WELL ATTENDED. AND EVERY TIME THAT WE DO CALL A.P.D., THEY DO COME OUT AND THEY CLEAN IT UP. SO WE'RE PROGRESS FROM AND I'M GLAD THE LIGHTS ARE ON. THIS PREVENTS SOME OF THE CRIME THERE. ALSO WE NEED ATTENTION IN THESE HALFWAY HOUSES HERE IN OUR NEIGHBORHOOD, AND THERE IS SOME ON 2300 BLOCK OF EAST CESAR CHAVEZ, AND THIS IS A GROUP HOME THAT HAS THE SEVERE MENTALLY ILL PEOPLE. AND ALSO THE HALFWAY HOUSE HAS SOME OTHER PEOPLE THERE OF OTHER NATURE, DRUG ADDICTS THAT ARE THERE, AND THEY GO AROUND IN THE NEIGHBORHOOD. AND WE DO HAVE METZ SCHOOL THAT IS RIGHT AROUND THE CORNER FROM THERE AND WE ABSOLUTELY NEED ATTENTION HERE. ALSO -- [SPEAKING IN SPANISH] [BUZZER SOUNDING] THANK YOU.

Mayor Wynn: THANK YOU. COUNCILMEMBER MARTINEZ.

Martinez: SORRY, I'M HAVING A MICROPHONE PROBLEM. A COUPLE ISSUES CAME UP WITH SOME OF THE COMMENTS, AND I KNOW THAT THERE WAS -- THERE WAS ANOTHER CONCERN WITHIN THE NEIGHBORHOOD ON EAST CESAR CHAVEZ THAT I'M NOT SURE IF WE CAN LOOK AT THIS FROM A NON-CONFORMING USE POINT OF VIEW. IT SOUNDS LIKE IF WE'RE BLOCKING TRAFFIC, THEN THERE NEEDS TO BE PERMITTED USE OF BLOCKING THE ROADWAY IF A BUSINESS IS DOING THAT. SO I WAS JUST HOPING THAT WE COULD GET SOME OF OUR CODE ENFORCEMENT OR -- AND/OR ZONING STAFF TO LOOK INTO IT. ON EAST CESAR CHAVEZ SPECIFICALLY THE GROUP WAS ABOUT THE PEDI CAB GROUP HAVING ALL OF THEIR STORAGE OF VEHICLES AND RUNNING THE BUSINESS OUT OF A SINGLE-FAMILY DWELLING THERE. I WANT TO MAKE SURE THAT WE'RE NOT DEALING WITH A NON-CONFORMING USE ISSUE. AND THEN AS WELL AS THE HORSE STABLE BUSINESS. I DON'T KNOW IF

WE HAVE A ZONING CATEGORY FOR THAT TYPE OF BUSINESS, BUT OBVIOUSLY IT'S A NON-TRADITIONAL BUSINESS THAT CREATES SOME DIFFERENT CIRCUMSTANCES THAT ARE UNWELCOME BY SOME OF THE NEIGHBORS, AND I WANTED TO SEE IF WE COULD LOOK INTO TRYING TO ADDRESS THEIR CONCERNS.

THE HORSE ISSUE, AS FRANCES SAID, WE'VE LOOKED AT THIS EVERY WHICH WAY, UPSIDE DOWN. THE CODE INSPECTORS HAVE BEEN OUT MULT... MULTIPLE TIMES, THE HEALTH DEPARTMENT HAS BEEN OUT MULTIPLE TIMES. I'LL TELL YOU WHAT I WILL DO AS A STARTING PLACE ON BOTH, THE PEDI CABS AND THE HORSES, WE'LL GET COUNCIL THE BACKGROUND ISSUE WE HAVE TO DATE. WHAT CODE ISSUES HAVE BEEN LOOKED AT. WE'LL LOOK AT THE ZONING. WE'LL LOOK AT CODE ISSUES, ORDINANCE ISSUES AND WE'LL GIVE YOU BACKGROUND ON BOTH. AND AS A STARTING PLACE, WE'LL SEE WHERE WE CAN GO FROM THERE.

Mayor Wynn: THANK YOU. OUR NEXT SPEAKER IS GAVINO FERNANDEZ.

GOOD AFTERNOON, COUNCIL, MY NAME IS GAVINO FERNANDEZ. BEFORE I BEGIN MY COMMENTS, AS TRADITION THIS WILL BE OUR LAST TIME WE APPEAR BEFORE YOU BEFORE THE HOLIDAYS SO ON BEHALF OF ALL OUR NEIGHBORHOOD ASSOCIATIONS, WE WOULD LIKE TO WISH YOU AND YOURS A SAFE HOLIDAY SEASON. I WANT TO SPEAK ON SOMETHING THAT'S BIGGER THAN YOU AND I AND THAT'S NATURAL POWER. WHEN -- AND I'LL CITE THREE EXAMPLES. WHEN THE HOLLY POWER PLANTED WAS CONSTRUCTED, OUR PEOPLE STARTED COMPLAINING AND VOICING OPPOSITION AND REQUESTING THAT POWER PLANT BE CLOSED BECAUSE OF THE NOISE AND POLLUTION IT WAS PUTTING OUT IN THE COMMUNITY. BUT THIS GOVERNMENT FELT COMPELLED THAT ECONOMICS WAS SUPERIOR TO HEALTH ISSUES AND CONCERNS OF THE NEIGHBORHOOD. SO IN '94 THERE WAS A FIRE THAT ERUPTED AT THE PLANT. AND TO US THAT'S A SIGN FROM A NATURAL POWER THAT SUPERSEDED THOSE OF US HERE. AND THEN AFTER THAT WE HAD NUMEROUS FIRES. AGAIN, AN INTERVENTION OF A NATURAL POWER THAT IS BIGGER THAN YOU AND I. AND

THEREFORE THIS GOVERNMENT REALIZED THE FACT THAT THAT NEEDED TO BE SHUT DOWN OR FACE A LIABILITY. ANOTHER ISSUE IS THE GENTRIFICATION. GENTRIFICATION IS SOMETHING THAT WE FOUGHT VIGOROUSLY THROUGH THE NEIGHBORHOOD PLANNING PROCESS BECAUSE WE KNEW THAT ONCE THAT WAS ADOPTED IT MEANT ADOPTING CHANGE IN ZONING IN OUR PROPERTIES. AND IT'S IRONIC THAT OUR NEIGHBORHOOD FOUGHT GARAGE APARTMENTS AND IT FELL ON DEAF EARS BY THIS GOVERNMENT. YET WE HAVE OTHER ELITE MORE POWERFUL NEIGHBORHOODS THAT RAISE THE SAME CONCERNS AND THEIR ISSUES ARE ADDRESSED. BUT IN REGARDS TO GENTRY TI INDICATION, THE NATURAL POWER INTERVENED AGAIN. THE MARKET OF THE HOMES SIT FLAT BOTTOM. SO TODAY HOMES IN EAST AUSTIN ARE NOT BEING SOLD BIKE THEY WERE BEING SOLD TWO YEARS AGO. AGAIN, OUR FAITH WITHIN OUR CULTURE TO GOD ALMIGHTY INTERVENE AGAIN AND FOR RIGHT NOW WE'RE GOING TO BE ABLE TO REMAIN IN OUR NEIGHBORHOOD FOR A LITTLE BIT LONGER UNTIL THE HOUSING MARKET RISES AGAIN. ANOTHER EXAMPLE OF THIS POWER IS THAT LIGHT RAIL. WE ALSO FOUGHT LIGHT RAIL AT THE BALLOT BOX BECAUSE WE KNEW IT WAS GOING TO BE A DISPLACEMENT FACTOR. WELL, LO AND BEHOLD TWO MONTHS AGO WE HAD A DERAILMENT, ANOTHER INTERVENTION OF THE NATURAL POWER THAT IS KNOCKING AND SAYING LOOK, LISTEN TO THE PEOPLE. NOW CAPITAL METRO IS GOING TO HAVE TO INVEST MORE IN PROTECTING THE CORRIDORS THAT ARE ADJACENT TO NEIGHBORHOODS ONCE THE LIGHT RAIL TRAINS BEGIN TO TRAVEL IMMEDIATELY ADJACENT TO THE NEIGHBORHOODS. SO I ASK YOU AS WE ENTER INTO THE CHRISTMAS SEASON THAT YOU PLEASE GIVE MORE CONSIDERATION TO THOSE OF US THAT ARE DISENFRANCHISED FROM THIS GOVERNMENT. FOR THOSE OF OUR PEOPLE THAT HAVE FOR MANY YEARS NOT BEEN PART OF THE PROCESS. AND IT WAS VERY DISAPPOINTING WHEN WE HAD OUR MEETING AT -- REGARDING THE HALFWAY HOUSE THAT WE HAD THE COMMUNITY OFFICER SHOW UP, AND INSTEAD OF INFORMING US OF PROTECTIONS, HE WAS MORE CONCERNED ABOUT THE SAFETY OF THE HOMEOWNER WHO WAS IN VIOLATION OF COURT ENFORCEMENTS. [BUZZER SOUNDING] AS YOU REFLECT DURING THE CHRISTMAS

SEASON, PLEASE KEEP THAT IN MIND. ONCE AGAIN THANK YOU, AND YOU ALL HAVE A HAPPY HOLIDAY SEASON. THANK YOU.

Mayor Wynn: THANK YOU, MR. FERNANDEZ. AND I BELIEVE THAT GLORIA MORENO WAS UNABLE TO ATTEND. OUR NEXT SPEAKER WILL BE CAROL ANNE ROSE KENNEDY. WELCOME, YOU HAVE THREE MINUTES TO BE FOLLOWED BY JEFF JACK.

THANK YOU ALL FOR HAVING ME TODAY. GIVING THANKS. TODAY LET'S EXTEND THANKSGIVING DAY INDEFINITELY. PEACE ON EARTH BEGINS WITH ME AND YOU. I HAVE A CHICKEN AND I'M SLOWLY LEARNING WHAT IT'S LIKE TO BE A CHICKEN. HE WAS BORN IN JULY 2007 AND HE'S BEEN CROAKING JUST BEFORE DAWN SINCE SEPTEMBER 11th. HE HAPPENS TO BE A MEXICAN CHICKEN AND UNTIL HIS VOICE CHANGED HE SOUNDED WORSE THAN A COW IN LABOR. I WANT TO PERSONALLY THANK THE DOZENS OF NEIGHBORS WITHIN HALF A MILE -- WITHIN A HALF A MILE RADIUS OF MY LITTLE WHITE HOUSE FOR THEIR PATIENCE AND TOLERANCE AND SLEEP DEPENDRY RATES R.....DEPRIVATION AND FOR FEASTING ON [INAUDIBLE] LAST THANKSGIVING DAY. BUT THANKSGIVING DAY A NEIGHBOR CALLED THE AUSTIN COPS ON ME. I'M WORKING ON A WAY TO TROT THE LOUD-MOUTHED BIRD DOWN TO THE HORIZON BEFORE THE GODS AND THE DOGS WAKE UP. AND I'M TRYING MY DAMNEST NOT TO RING HIS NECK. THE ROOSTER'S, NOT THE NEIGHBOR'S. I REALLY TRY TO BE A GOOD NEIGHBOR. BUT FROM MY PERSPECTIVE, CALLING THE AUSTIN COPS ON A CHICKEN IS SIMPLY AN EXTRAPOLATION OF A TERRIBLE 2-YEAR-OLD SCREAMING "MOMMY!" IT JUST DOESN'T WORK AFTER YOU LOSE YOUR DIAPERS OR REACH THE AGE OF REASON, WHICHEVER COMES FIRST. HOUSTON, I AM THE PROBLEM. AND I'M BEGINNING TO UNDERSTAND WHY THE KENNEDYS KEEP GETTING ASSASSINATED. BUT PLEASE LET ME ASSURE YOU THAT MY MOUTH IS MY ONLY WEAPON. I HUMBLBY ASK MY NEIGHBORS FOR FORGIVENESS AND TO COME WITH ME, WORK WITH ME. I'LL EVEN CONSIDER LACING HIS CHICKEN FEED WITH BENADRYL WHILE YOU ARE SLEEPING. AND TO THE AUSTIN COPS, I THANK YOU FOR SERVING MY NEIGHBORHOOD ON THANKSGIVING SUNDAY. AND A FINE JOB YOU ARE TRYING TO DO. THANK YOU.

Mayor Wynn: THANK YOU, MS. KENNEDY. NEXT SPEAKER IS JEFF JACK. WELCOME, JEFF. YOU HAVE THREE MINUTES TO BE FOLLOWED BY GUS PENA.

COUNCIL, I'M JEFF JACK. I'M THE PRESIDENT OF ZILKER NEIGHBORHOOD ASSOCIATION. LAST OCTOBER THIS COUNCIL APPROVED A REZONING AT 2215 BLUEBONNET IN OUR NEIGHBORHOOD FROM SF-3 TO MF-3. THE NEIGHBORHOOD ASSOCIATION OBJECTED TO THIS REZONING FOR SEVERAL REASONS. WE'RE CONCERNED ABOUT THE CONVERSION OF SF-3 PROPERTIES IN OUR NEIGHBORHOOD. THERE WAS NO COMPATIBILITY STANDARDS FROM THE PEOPLE NEXT DOOR BECAUSE OF A LOOP HOPE IN THE CODE THAT ALLOWED THE MULTI-FAMILY TO BE CLASSIFIED AS COMMERCIAL. IT DID NOT PRESERVE THE RESIDENTIAL CHARACTER AT THE STREET AND IT DIDN'T PRESERVE -- AND WE WERE CONCERNED ABOUT THE TREES. THE DOLOR, DAVE WARD, WAS HERE TODAY. WHO BY THE WAY CAME OUT INTO THE LOBBY EARLIER AND SAID WOULD I NOT DO THIS TODAY AND IF I DID HE WAS GOING THE FIGHT ME TOOT AND.....-FOOT AND NAIL ABOUT IT. I GUESS HE DOESN'T KNOW ME WELL. HE GOT YOU TO CHANGE THE ZONING. AND ONE OF THE REASONS THAT HE SAID, AND I'LL QUOTE, I DO NOT WANT TO CUT DOWN A 36-INCH PECAN TREE. I'M SURE THE CITY WOULD NOT LIKE ME TO CUT IT DOWN. A 36-INCH PECAN, WE'RE GOING TO SAVE THAT TREE. BUT THAT MANDATES A DEVELOPMENT THE BUILDINGS THE WAY I HAVE THEM HERE. THIS IS THE SITE, AND GREEN IS THE BIG PECAN TREE. PURPLE BASICALLY OUTLINES THE SITE. AND THIS IS THE PLAN THAT HE PRESENTED THAT NIGHT TO YOU THAT YOU APPROVED A ZONING CHANGE. AND IT SHOWS THAT HE HAD PROPOSED TWO BUILDINGS, ONE ON EITHER SIDE OF THE BIG PECAN TREE. THE TOP SKETCH IS THE ELEVATION. THE BOTTOM SKETCH IS THE PLAN. THIS IS A PICTURE OF THAT PECAN TREE FROM THE ADJACENT PROPERTY. 36-INCH OH, ABOUT 60 FEET TALL. YOU APPROVED THE PROJECT, MADE SOME MODIFICATIONS WITH REGARD TO THE STREETScape, AND A YEAR LATER THIS IS WHAT WE HAVE. YOU CUT DOWN THE PECAN TREE. HE DIDN'T HAVE A PERMIT. HE WAS RED TAGGED. YOUR CITY ARBORIST, BEEN IN CONVERSATION WITH HIM ABOUT MITIGATION, BUT THAT'S NOT ENOUGH. 36-

INCH PECAN TREE TAKES 100 YEARS TO GET TO THAT HEIGHT. WHY WOULD YOU DO THAT? AFTER SAYING SO MUCH OF HIS DESIGN AND HIS NEED FOR ADDITIONAL DENSITY WAS BASED ON THIS SAVING OF THIS TREE. THE SIMPLE FACT IS MONEY. AS AN ARCHITECT, I CAN TELL YOU THAT IF YOU PUSH THE BUILDINGS TOGETHER, YOU SAVE CONSTRUCTION COSTS. YOU LEAVE THE BACK BUILDING CLOSER TO THE STREET, YOU SAVE CONSTRUCTION COSTS. YOU YOU CAN MAKE THE BUILDING BIGGER IF YOU SAVE CONSTRUCTION COSTS AND THEREFORE MAKE MORE MONEY. HE MISLED YOU. HE DOUBLE CROSSED THE DEAL. I'M HERE TODAY TO ASK YOU NOT TO REWARD THE BAD BEHAVIOR. I'M ASKING TO YOU ROLL BACK THE ZONING TO THE SF-3 THAT IT WAS BEFORE. YOU HAVE THE POWER. THIS PROJECT IS NOT DONE. THERE'S NO CONCRETE POURED. WE SHOULD GO BACK TO THE WAY IT WAS AND LIMIT THIS PROJECT TO WHAT WE HAD BEFORE. THANK YOU.

Mayor Wynn: THANK YOU, MR. JACK. I'LL CERTAINLY HAVE SEVERAL QUESTIONS ABOUT THE TIMING OF PERMIT VERSUS ZONING AND SEE WHAT, YOU KNOW, WHAT [INAUDIBLE]. COUNCILMEMBER McCracken.

McCracken: I'D LIKE TO KNOW SOME MORE INFORMATION ON HOW THIS HAPPENED. ABOUT THIS TREE BEING CUT DOWN.

I AM JEFF SCENARIO. FIRST OF ALL, I DID APPROACH JEFF OUT IN THE LOBBY AND I SAID DO YOU WANT TO GO AHEAD WITH THIS? HE LOOKED AT ME AND LAUGHED AND SAID YOU'VE GOT TO BE KIDDING. I DID OFFER TO MITIGATE IN THE LOBBY BEFORE THIS SO WE WOULDN'T WASTE YOUR TIME. THE CORRECT ANSWER TO YOUR QUESTION, I HAVE PEOPLE THAT WORK FOR ME. I OWN THE COMPANY. I'M RESPONSIBLE. I'M THE ONE THAT'S HERE TODAY TO TAKE THE RESPONSIBILITY FOR THIS. I ASKED AN INDIVIDUAL TO HIRE PEOPLE TO CLEAR THE LOT. HE HIRED SOME HISPANIC DAY LABORERS. THEY WENT OUT. HE LEFT THE LOT. WE HAVE OTHER PROJECTS. HE'S WORKING AT 2204 LA CASA. WHEN HE GOT BACK, LIMBS WERE CUT DOWN. MOST OF THE TRUNK WAS CUT THROUGH. AT THAT POINT IT WAS A DEAD TREE. IT'S UNFORTUNATE, BUT I'VE ALREADY MET WITH MIKE, I HAVE BEEN RED TAGGED, I AM STOPPED, I HAVEN'T DONE ANYTHING ELSE. I MET WITH THE CITY ARBORIST,

OBVIOUSLY, AND WE ARE TALKING ABOUT PLANTING MORE NEW TREES. BY THE WAY, THE BUILDING SIZES HAVE NOT INCREASED. THE IMPERVIOUS COVER HAS NOT INCREASED. THE BACK BUILDING IS NOT MOVED TOWARDS THE STREET. WE HAVE SUGGESTED IN CONVERSATION TO MOVE THE BUILDINGS BACK FROM THE NORTH PROPERTY LINE TO ALLOW US TO PLANT TREES ALONG THE NORTH PROPERTY LINE IN THE APPROXIMATE -- ONE TREE IN PARTICULAR RIGHT IN THE SAME SPOT AND SIX OTHER TREES SPREAD OUT WITH ADDITIONAL TREES IN THE BACK ON THE EAST SIDE OF THE PROPERTY LINE. NO, IT'S NOT A 100-YEAR-OLD PECAN. I DON'T KNOW IF THAT'S ACCURATE. I DON'T KNOW HOW THEY GROW. I'M TRYING TO WORK THROUGH THIS. AND I BELIEVE I CAN SHOW YOU PHOTOS OF OTHER TREES IN THE NEIGHBORHOOD OF EQUAL SIZE THAT ARE CUT DOWN, STUMPS. I CAN SHOW YOU PHOTOS OF -- AS A MATTER OF FACT, ONE RIGHT NEXT TO JEFF JACK.

McCracken: I'M NOT INTERESTED IN THAT. I THINK WE OUGHT TO BE FOCUSED ON FIGURING OUT THIS COULD HAPPEN WHEN THIS IS SO CENTRAL TO YOUR PRESENTATION. I'M NOT VOTING AGAINST THE ZONING, BUT YOU MADE A REPRESENTATION TO US.

COUNCILMEMBER McCRACKEN, EXCUSE ME FOR INTERRUPTING. THE ONLY REASON I BRING THIS UP, I BELIEVE THIS IS A PERSONAL ATTACK BY JEFF JACK. HE HAS NOT CARED FOR MY EX-PARTNER CHARLES WHITFORD. HE USED TO BE THE VICE PRESIDENT. SO THE ONLY REASON I BROUGHT THAT UP AND HAVE THE INFORMATION HERE IS THAT I BELIEVE THIS IS PERSONAL. [MULTIPLE VOICES]

Mayor Wynn: THANK YOU, MR. WARD.

McCracken: I DON'T THINK IT'S PERSONAL. IT SEEMED A VERY FACTUAL PRESENTATION. HEARING YOUR EXPLANATION, I THINK PROBABLY NONE OF US ARE AT ALL REMOTELY PLEASED THAT THIS HAPPENED SINCE THIS IS SUCH A FUNDAMENTAL PART OF YOUR PRESENTATION. THAT SAID, I UNDERSTAND THIS APPEARS NOT TO HAVE BEEN INTENTIONAL. I WOULD LIKE FOR US TO RECEIVE SOME KIND OF UPDATE ABOUT HOW YOU ARE GOING TO REMEDIATE THIS SINCE THIS WAS SUCH A FUNDAMENTAL PART OF YOUR

PRESENTATION.

AND THAT'S WHY I --

HERE'S WHAT I WILL DO FOR YOU ALL. I WILL MAKE SURE THAT FROM THE CITY'S PER.... PERSPECTIVE WE GET THE COUNCIL SOMETHING IN WRITING THAT EXPLAINS WHAT THE MITIGATION PLAN WILL BE SO THAT YOU HAVE THAT IN WRITING.

Mayor Wynn: THANK YOU. COUNCILMEMBER LEFFINGWELL.

Leffingwell: YOU SAID THAT YOU HIRED SOME PEOPLE AND GAVE THEM INSTRUCTIONS TO CLEAR THE LOT. DID YOU TAKE -- DID YOU TAKE ANY PRECAUTIONS AT ALL TO SAY MARK THAT TREE AND SAY DON'T TOUCH THIS TREE?

THE TREE WAS SURROUNDED BY FENCING AND PROTECTION. I DIDN'T -- I ASKED MY JOB SUPERVISOR, A CONTRACT EMPLOYEE, TO CLEAR THE LOT.

Leffingwell: YOU DIDN'T GIVE THEM SPECIFIC INSTRUCTIONS, YOU JUST SAID CLEAR THE LOT.

I NEVER SAID CUT THE PECAN TREE DOWN, NO.

Mayor Wynn: THANK YOU, MR. WARD.

Leffingwell: I WOULD LIKE TO ECHO COUNCILMEMBER McCracken'S REQUEST THAT WE FOLLOW UP ON THIS AND SEE WHAT THE MITIGATION IS GOING TO BE. TO ME THIS SOUNDS LIKE ADEQUATE PRECAUTIONS WERE NOT TAKEN, EVEN THOUGH IT WASN'T INTENTIONAL, IT'S SOMETHING THAT SHOULD HAVE BEEN DONE.

Mayor Wynn: WELCOME, MR. PENA. YOU HAVE THREE MINUTES.

THANK YOU, MAYOR. ALMOST CALLED YOU COMMISSIONERS, BUT CITY COUNCILMEMBERS. IT'S GUS PENA, MAYOR WYNN. AND HASN'T CHANGED SINCE THE LAST TIME I HELPED YOU WHEN YOU RAN FOR MAYOR AND COUNCILMEMBERS. CRIME IS ON THE INCREASE. GANG MEMBERSHIP IS ON THE

INCREASE. NEED TO ALLOCATE OVERTIME FUNDING FOR OFFICERS WILLING TO WORK ON OFF-DUTY DAYS. LET ME TELL YOU SOMETHING, MAYOR AND COUNCILMEMBERS, CRIME IS GETTING WORSE OUT THERE. WE HAVE A CITIZEN HAS FOUGHT GANG VYE VIOLENCE AND CRIME IS BEING FOLLOWED BY OVER 100 DIFFERENT VEHICLES AND NOTHING HAS BEEN DONE SO FAR. THAT'S BAD. THAT'S UNACCEPTABLE TO THE PERSON AND HIS FAMILY. SOMETHING NEEDS TO BE DONE. QUICKLY. I MET ALSO WITH THE F.B.I., A.T.F., D.E.A., UNITED STATES MARSHAL'S OFFICE TO FORMULATE A MEETING WITH A.P.D. AND SHERIFF'S DEPARTMENT TO SEE WHAT WE CAN DO TO CUT DOWN GANG VIOLENCE. THEY HAVE INFILTRATED OUR SCHOOLS. OUR KIDS, THEY ARE EASILY SWAYED BY THESE IDIOTS, THESE PUNGS WHO GO OUT THERE AND CAUSE CRIME AMONG THE INDIVIDUAL STUDENTS TO ENTICE THEM INTO GANG VIOLENCE AND MEMBERSHIP. HOPEFULLY WE CAN DO SOMETHING ABOUT IT ASAP. WE THE CITIZENS -- THIS IS COMING FROM THE CHARTER. IN REFERENCE TO THE DIGNITY DO OR TAKEN AND ESTABLISH THIS CHARTER TO ENSURE ECONOMIC, ENVIRONMENTAL AND CULTURAL PROSPERITY THROUGHOUT OUR COMMUNITY. THAT MEANS EVERYBODY. THE GAP WIDENS BETWEEN THE HAVES AND HAVE NOTS. WE NEED TO DO SOMETHING IN ORDER TO BRIDGE THE GAP. WHAT I JUST GAVE YOU IS A COPY, WHEN I WAS INVESTIGATOR FOR THE DEPARTMENT OF TREASURY. THIS IS REGARDS TO THE SELECTION OF THE CITY MANAGER. I JUST SUBMITTED A REQUEST, A FREEDOM OF INFORMATION REQUEST TO MR. SMITH'S OFFICE. I KNOW THE PROCESS VERY WELL. I KNOW THE CONFIDENTIALITY INVOLVED IN RESUMES, BUT THE PUBLIC NEEDS TO BE INVOLVED IN THIS PROCESS AND OTHER PROCESSES TO HIRE A CITY MANAGER AND HIRE A POLICE OFFICER, NOT FOR THE TAIL END OF THE PROCESS. I HAVE MANY YEARS OF INVESTIGATION EXPERIENCE DEALING WITH THESE MATTERS AND OTHER MATTERS ALSO. I THINK IT'S VERY INCUMBENT UPON THIS COUNCIL, MAYOR, COUNCIL TO, GET A GOOD CITY MANAGER. TOBY, I WAS THE FIRST ONE FROM THE COMMUNITY TO TELL THE CITY COUNCIL AT THE TIME PLEASE APPOINT YOU PERMANENTLY. AND I'M ON RECORD, I'M ON T.V. SAYING THAT. YOU'VE BEEN A GOOD MANAGER, BUT WE ALSO NEED TO BE INCLUSIVE. WHEN PEOPLE CALL

YOU OR ANYBODY ELSE, THE COUNCILMEMBER, THE CHIEF, WE NEED A MEETING WITH YOU, WE'RE NOT GOING TO EXPECT YOU TO JUMP, BUT PLEASE BE ACCOMMODATING TO THE -- I CALLED YOU FOR A MEETING. HAVEN'T SET UP ANYTHING. I'M NOT GOING TO CRY ABOUT IT, BUT THAT'S WHAT WE NEED THE CITY MANAGER, MAYOR AND COUNCILMEMBERS, OFFICERS, CHIEF, CITY MANAGERS TO BE THERE FOR US. THE VICTIMS ARE VICTIMIZED. AS A PRIOR SPEAKER SAID, THE COMMUNITY HAS BEEN LEFT OUT OF THE LOOP. WE NEED TO BE INCLUDED, A MORE INCLUSIVE PROCESS. [BUZZER SOUNDING] I WILL CONTINUE THIS NEXT WEEK BUT I WOULD APPRECIATE IF YOU WOULD INVOLVE THE COMMUNITY IN THE PROCESS AND MAYBE WE CAN GET THE RESUME SO WE CAN MAKE A GOOD SELECTION. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. PENA. OUR FINAL SPEAKER IS PAT JOHNSON. WELCOME, PAT.

IT'S BEEN A WHILE SINCE I'VE BEEN UP HERE, FOR VARIOUS REASONS, I JUST HAVEN'T FELT GOOD OR CLOSE FRIEND DIES. TODAY I WANT TO SPEAK ABOUT SOMEONE WHO IS A -- ROBERT LOPEZ RANGEL. HE WAS A LIFE-LONG RESIDENT OF AUSTIN. ROBERT WAS AN EXCEPTIONAL HUSBAND, A FATHER AND A GIFTED BUSINESSMAN WHO EARNED THE LOVE AND RESPECT FOR THE PEOPLE WHO KNEW HIM. COMING FROM HUMBLE BEGINNINGS, ROBERT EXCELLED DUE TO HIS DILIGENT WORK ETHICS. HE WAS BORN JUNE 7, 1950, THE FOURTH SON OF AN EAST AUSTIN FAMILIAR. ROBERT GREW UP IN CHALMERS COURT AND ATTENDED JOHNSTON HIGH SCHOOL. WHERE AT JOHNSTON HIGH SCHOOL HE WAS A STAR QUARTERBACK. ROBERT ALSO GRADUATED FROM SOUTHWEST TEXAS STATE. THIS IS AN HISPANIC MAN THAT WENT FROM CHALMERS COURT TO A SUCCESSFUL BUSINESSMAN. ROBERT WAS ALWAYS COMMITTED TO PERSONAL GROWTH THROUGH EDUCATION AND EXPERIENCE. ROBERT ALSO SOARVED ON..... SERVED ON THE HOUSING BOARD OF THE CITY OF AUSTIN AT A TIME WHEN OUR PUBLIC HOUSING DEVELOPMENTS WERE LIKE WAR ZONES. WHERE THE MULTIPLE HOMICIDES WEEKENDS AFTER WEEKENDS, WHERE MEADOWBROOK TOOK ON THE NAME OF MURDER BROOK. IT WAS UNDER THE LEADERSHIP THROUGH A STRONG BOARD THAT MR. RANGEL

SAT ON THAT IMPLEMENTED A PROGRAM THROUGH THE PARTICIPATION WITH A.P.D. THAT CUT CRIME ON THE PROJECTS BY 70% WITHIN 120 DAYS. ROBERT HAS BUILT A VERY SUCCESSFUL BUSINESS. HERE IN AUSTIN HIS R&R FURNITURE AND SEVERAL BUSINESSES DOWN IN MEXICO. I CONSIDER ROBERT ONE OF MY BEST FRIENDS WHO I ALREADY MISS, BUT HE WOULD WANT ME TO CONTINUE HELPING HISPANICS AND THE IMMIGRANT PEOPLE AS THEY NO LONGER HAVE A VOICE OF HIM. I'VE FOUGHT FOR MANY YEARS ABOUT SO MANY PEOPLE BEING RIPPED OFF BY THE TOWING COMPANIES. ALSO, ROBERT MADE IT POSSIBLE FOR A.P.D. RECRUITING TO GAIN NATIONAL TENSION. NATIONAL ATTENTION. DURING THE 2005 ROSE BOWL GAME FOR RUNNING RECRUITING ADS IN SPANISH AND ENGLISH ON THE TEXAS LONGHORN HISPANIC RADIO NETWORK. WITH HANK MORENO GIVING A LIVE 15-MINUTE INTERVIEW DURING HALF TIME OF THAT GAME. THOSE ADS -- THE SAME AD PACKAGE THAT THE CITY OF AUSTIN AND THE POLICE DEPARTMENT GOT, ANY BEST CORPORATION -- [BUZZER SOUNDING] -- WOULD HAVE PAID 5, \$6 MILLION. WE GOT IT FOR \$500 BECAUSE MR. RANGEL MADE THAT AVAILABLE OUT OF HIS HEART TO THE COMMUNITY TO RECRUIT SPANISH PEOPLE TO COME TO WORK FOR THE CITY OF AUSTIN AND THE POLICE DEPARTMENT. IN CLOSING, LET ME JUST SAY THAT ROBERT IS SURVIVED BY HIS WIFE, MARILYN, TWO WONDERFUL SONS, ROBERT AND VINCENT. HIS LOVING MOTHER, DOMINGO, THREE BROTHERS AND A SISTER. ROBERT WAS BLESSED WITH SCORES OF FAMILY AND FRIENDS AND ASSOCIATES WHO KEPT HIM IN THEIR THOUGHTS AND PRAYERS. AND HE WILL BE GRATEFULLY MISSED. ROBERT RANGEL DID MORE FOR THE SPANISH COMMUNITY BEHIND THE SCENES THAN MOST -- THAN MORE THAN MOST ANYBODY ELSE IN THIS COMMUNITY. HE IS A DRIVING FORCE BEHIND THE HISPANIC MOVEMENT IN OUR COMMUNITY. AND TODAY AS I STAND HERE AND SPEAK BEFORE YOU TODAY, THE IMMIGRANTS ARE BEING ROBBED, LEFT AND RIGHT, IN THE SOUTHEAST, SOUTH CENTRAL AND SOUTH NORTHEAST. THIS IS A CRIME ALERT PROVIDED BY A.P.D. IT'S IN ENGLISH AND SPANISH. I ON MY OWN PAUSED AND GIVE THEM TO EVERY BUSINESS IN THE RIVERSIDE AREA, TO BURTON, WAL-MART, H.E.B. WE SHOULD HAVE THIS UP IN THE CAPITAL METRO BUSES. WHY WE'RE NOT SENDING

OUT FLIERS LIKE THESE CRIME ALERTS IN THE AUSTIN AREA LIGHT BILLS, ABILITY THAT WE HAVE AT TAXPAYERS AND WE'RE ALREADY PAYING FOR THE POSTAGE OF THAT. AND WHY WE CANNOT HAVE COUNT 6 COVER THE COMMANDERS FORMS FOR THOSE RESIDENTS OUT THERE THAT CANNOT ATTEND THESE FORUMS BECAUSE THEY ARE EITHER AT WORK OR WITH THEIR FAMILIES. WE ARE DUE THAT.

Mayor Wynn: MR. JOHNSON, PLEASE CONCLUDE. YOUR TIME HAS LONG EXPIRED.

I ASKED ROLAND TO COME DOWN AND LET'S READ THIS CRIME ALERT BECAUSE THERE'S SOME SPANISH LANGUAGE. I DON'T SPEAK SPANISH. BUT THIS CRIME ALERT IN ENGLISH SAYS SOURCES TELL ROBBERY DETECTIVES THAT NUMEROUS ROBBERIES ARE OCCURRING NEAR THESE AREAS. IF YOU HAVE BEEN RECENTLY ROBBED BUT DID NOT REPORT THE INCIDENT CALL 911 OR THE ROBBER UNIT AT 974-5720 AND REPORT IT. HELP US STOP THE ROBBERIES BY REPORTING THEM. CITIZENS, YOU CAN DO A LOT MORE. IF YOU SEE SOMEONE GETTING ROBBED, GET THE LICENSE PLATE NUMBER OF THE CAR AND CALL 911. ROLAND IS GOING TO RECITE THE SPANISH.

FEEL NO PRESSURE, ROLAND.

ROLAND FERNANDEZ, CITY MANAGER'S OFFICE. MR. JOHNSON ASKED IF I COULD PROVIDE THIS TO OUR SPANISH SPEAKING CITIZENS. IT STATES: [SPEAKING IN SPANISH]

COUNCIL, CITY MANAGER, THE RANGEL FAMILY THERE, THEY ARE JUST AS STUNNED AS I AM OR AS EVERYBODY IS. ROBERT JUST HAD A STROKE JUST LIKE THAT. THAT JUST SHOWINGS YOU HOW QUICK LIFE CAN COME AND GO. HE WOKE UP THAT MORNING AND TOLD HIS WIFE THAT HE LOVED HER, FELL BACK TO SLEEP, HAD A STROKE AND DIED BEFORE THEY GOT HIM TO THE HOSPITAL. I DESERVE THIS. I THINK THIS MAN, THIS LEADER, THIS TRUE CHAMPION TO HISPANIC PEOPLE OF OUR COMMUNITY DESERVES SOME TYPE OF RECOGNITION FROM THE CITIZENS, FROM THE CITY, FROM OUR CITY GOVERNMENT FOR WHAT HE HAS DONE FOR OUR COMMUNITY. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. JOHNSON, AND FOR THE TRIBUTE TO MR. RANGEL. COUNCIL, THAT CONCLUDES OUR GENERAL CITIZEN COMMUNICATION FOR THIS AFTERNOON. AND NOW WITHOUT OBJECTION, THERE BEING NO MORE DISCUSSION ITEMS BEFORE US, WE CAN GO INTO CLOSED SESSION PURSUANT TO SECTION 551.071 OF THE OPEN MEETINGS ACT AND TAKE UP POTENTIALLY AGENDA ITEMS 51 RELATED TO LEGAL ISSUES REGARDING THE CITY CODE AND THE SAVE OUR SPRINGS INITIATIVE ORDINANCE. ITEM 52, LEGAL ISSUES REGARDING THE CITY OF AUSTIN DMID AGREEMENTS AND POTENTIAL CITY CHARTER AMENDMENTS. ITEM 53, LEGAL ISSUES RELATED TO CITY CODE REGARDING SOLICITATION. ITEM 54, LEGAL ISSUES REGARDING THE ULRICH WATER TREATMENT PLANT. ITEM 55, LEGAL ISSUES REGARDING THE SEE.....REGARDING THE SEAHOLM POWER PLANT ISSUES. AND THE SEARCH FOR A NEW CITY MANAGER. WE MAY ALSO TAKE UP IN CLOSED SESSION PURSUANT TO SECTION 551.072 OF THE OPEN MEETING ACT REAL ESTATE MATTERS, ITEM 56, RELATED TO THE PROPOSED SALE OR LEASE OF THE SEAHOLM POWER PLANT PROPERTY. ITEM 57, DISCUSSION OF REAL PROPERTY AS AUTHORIZED UNDER PROPOSITION 3 OF THE NOVEMBER '06 BOND ELECTION FOR PARKS AND RECREATION PURPOSES. AND ITEM NUMBER 58, REAL ESTATE MATTERS RELATED TO THE SALE OR LEASE OF THE GREEN WATER TREATMENT PLANT. WE MAY ALSO TAKE UP PURSUANT TO SECTION 551.074 PERSONNEL MATTERS RELATED TO THE SEARCH FOR A NEW CITY MANAGER. WE ARE NOW IN CLOSED SESSION. I ANTICIPATE THIS LASTING QUITE SOME TIME AND US NOT GETTING BACK UNTIL SHORTLY BEFORE OUR 4:00 ZONING. WE ARE NOW IN CLOSED SESSION.

Mayor Wynn: QUESTIONS FOR STAFF? COMMENTS? MOTION MADE BY COUNCILMEMBER MARTINEZ SECONDED BY COUNCILMEMBER LEFFINGWELL TO APPROVE THIS ITEM NUMBER 62 AS PRESENTED BY STAFF. I'LL JUST SAY BEFORE ALSO SUPPORTING THE MOTION, IN ADDITION TO SUPPORTING EE-THIS STILL ALLOWS US -- HOPEFULLY IT'S A CONTINUED DIALOGUE WITH AUSTIN COMMUNITY COLLEGE REGARDING THE FUTURE OF THE RIVERSIDE GOLF COURSE AND PERHAPS STILL ANN I.. I..... ENABLING THE EXPANSION

OF THE CAMPUS. THE MOTION AND A SECOND ON THE TABLE OF ITEM 62. FURTHER COMMENT? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7-0.

THANK YOU.

Mayor Wynn: THANK YOU. CONGRATULATIONS. LET'S SEE. ALSO IN CLOSED SESSION WE DID NOT AND WILL NOT TAKE UP PERSONNEL MATTERS, ITEM 59 RELATED TO THE SEARCH FOR A NEW CITY MANAGER. OKAY. SO PARDON OUR TARDINESS WITH THE HOUR, BUT WE NOW -- LET'S SEE. THANK YOU, COUNCILMEMBER. SO IN CLOSED SESSION WE ALSO TOOK UP ITEM NUMBER 51, LEGAL ISSUES REGARDING THE REQUEST FOR A LIMITED ADJUSTMENT UNDER THE S.O.S. ORDINANCE LOCATED AT 44... 4407 MONTERREY BOULEVARD. WE HAD LEGAL DISCUSSION IN CLOSED SESSION AND WE HAVE POSTED ITEM NUMBER 61 FOR POTENTIAL ACTION SO PERHAPS A BRIEF STAFF PRESENTATION AS AN IN TRO.....ANINTRODUCTORY NOTE FOR ITEM 61. WHICH IS OUR CONSIDERATION --

THIS WAS A REQUEST FOR LIMITED ADJUSTMENT UNDER S.O.S. FROM HOPE AND THE CITY CHURCH LOCATED AT 4407 MONTERREY OAKS BOULEVARD. THEY HAD SUBPOENA MITD.....THEY HAD SUBMITTED A BECAUSE IT DID NOT COMPLY WITH THE REQUIREMENTS OF THE S.O.S. ORDINANCE. THE CHURCH APPLIED FOR A LIMITED ADJUSTMENT. THE BASIS OF THE LIMITED ADJUSTMENT WOULD BE THAT THE APPLICATION OF S.O.S. TO THEIR PROJECT CONFLICTS WITH STATE OR FEDERAL LAW. THE CHURCH CITED AS FEDERAL LAW THE RELIGIOUS LAND USE AND NOOTIONIZED PERSON ACT. SO THE DECISION BEFORE DAW IS ESSENTIALLY WHETHER APPLICATION OF S.O.S., THE DENIAL OF THE PERMIT TO BUILD A PARKING LOT VIOLATES OUR [INAUDIBLE]. THERE'S THE SUBSTANTIAL BURDEN GROUND OF RELIEF AND THERE IS THE DISCRIMINATION OR EQUAL TERMS GROUND OF RELIEF. THE ISSUE BEFORE YOU IS WHETHER THE CHURCH CAN PROVE THAT THEY MEET EITHER ONE OF THOSE GROUNDS FOR RELIEF.

Mayor Wynn: THANK YOU. QUESTIONS FOR STAFF?

COMMENTS? COUNCILMEMBER McCracken.

McCracken: MAYOR, WE, HAVING HEARD THE INFORMATION ABOUT THE PROPOSAL FROM THE CHURCH TO BUILD A -- TO EXPAND THEIR PARKING THROUGH THE SURFACE PARKING LOT, ONE THING I HOPE WE CAN SUGGEST TO THE CHURCH AND THE STAFF TO WORK ON IS A NUMBER OF CHURCHES IN AUSTIN HAVE STRUCTURED PARKING LOTS AS A WAY TO MEET THEIR PARKING NEEDS AND NOT TO MENTION SINCE THIS CHURCH BOUGHT A FULLY DEVELOPED COMMERCIAL WAREHOUSE SITE WITH A PARKING LOT THAT, YOU KNOW, THEY -- THIS IS A UNIQUE SITUATION THAT WE'VE RUN INTO WITH THIS CHURCH WHERE THEY ARE TAKING A COMMERCIAL SITE THAT'S ALREADY DEVELOPED AND THEN ATTEMPTING TO GET VARIANCES OR ACTUALLY TO DEVIATE FROM OUR EXISTING LAWS THAT WERE IN PLACE FOR THAT DEVELOPMENT AT THE TIME THEY PURCHASED IT. AND THERE'S A BETTER WAY FOR THEM TO DO IT WHICH IS A WAY A LOT OF CHURCHES HAVE DONE IT, A STRUCTURED PARKING SITE SO I WOULD ENCOURAGE STAFF TO WORK WITH THEM ON THAT AND I WOULD MOVE TO POSTPONE INDEFINITELY.

SECOND.

Mayor Wynn: WE HAVE A MOTION TO POSTPONE ACTION ON ITEM NUMBER 61, SECONDED BY -- BY COUNCILMEMBER McCracken AND SECONDED BY COUNCILMEMBER COLE. FURTHER COMMENTS, QUESTIONS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED? MOTION TO POSTPONE PASSES ON A VOTE OF 7-0.

AND SOMETHING THAT WE WILL TRY TO DO IS PAT MURPHY IS HERE AND PAT WILL WORK WITH THE REPRESENTATIVES FROM THE CHURCH TO TALK TO THEM ABOUT THE NEW REDEVELOPMENT ORDINANCE TO SEE WHAT CAN BE ACCOMPLISHED THROUGH THE REDEVELOPMENT ORDINANCE POTENTIALLY WITH STRUCTURED PARKING AS AN EXAMPLE. PAT, IS THERE ANYTHING YOU COULD ADD?

I WOULD BE HAPPY TO DO THAT.

THANKS.

Mayor Wynn: THANK YOU ALL VERY MUCH. SO, COUNCIL, I BELIEVE THAT'S THE POTENTIAL ACTION ITEMS BASED ON -- ACTUALLY NO. WE TOOK UP ITEM NUMBER 54, LEGAL ISSUES REGARDING LEGAL ISSUES WITH THE ULRICH WATER TREATMENT PLANT EXPANSION. WE HAVE A POSTED ITEM WHICH IS THE LEGAL SERVICES, OUTSIDE LEGAL SERVICES RELATED TO THOSE LEGAL ISSUES, WHICH IT IS. THAT'S THE AMENDMENT TO LEGAL SERVICES WITH SCOTT, DOUGLASS AND MCCONNICO. COMMENTS OR QUESTIONS ABOUT THAT? WE GOT A LONG BRIEFING ABOUT NUMEROUS POTENTIAL LEGAL ISSUES WITH THE ULRICH PLANT. THIS IS THE DOLLARS FOR US TO CONTINUOUS TO APPROPRIATELY PURSUE THOSE CASES. QUESTIONS OR COMMENTS ON ITEM NUMBER 9? IF NOT, I'LL ENTERTAIN A MOTION.

COUNCILMEMBER McCRACKEN MOVES WE APPROVE, SECONDED BY COUNCILMEMBER LEFFINGWELL. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7-0. SO COUNCIL, NOW THAT TAKES US TO OUR BUSINESS OF THE MID-AFTERNOON. THAT BEING SPECIFICALLY POSTED PRESENTATIONS FROM THE TWO FINALISTS REGARDING THE EAST RIVERSIDE CORRIDOR PLAN. WE HAVE A POSTED ACTION ITEM RELATED TO THIS, ITEM 26, WHICH WOULD BE THE CHOOSING OF THE TEAM AND WE'LL WELCOME A BRIEF STAFF PRESENTATION.

THANK YOU. MOLLY SCARBOROUGH. WE ARE PLEASED TO BRING FORWARD THE TWO FINALISTS FOR THE EAST RIVERSIDE CORRIDOR MASTER PLAN. THE FINALISTS ARE A NELSON ASSOCIATES AND CASABELLA ARCHITECTS. YOU HAVE THE PROJECT SCOPE AND EXECUTIVE SUMMARIES FROM EACH CONSULTANT TEAM. AS YOU ALL KNOW, RIVERSIDE DRIVE IS A PRIMARY ROUTE TO AND FROM THE AIRPORT AND CURRENTLY IS DOMINATED BY STRIP RETAIL CENTERS AND LARGE SURFACE PARKING LOTS. DURING THE EAST RIVERSIDE OLTORF NEIGHBORHOOD PLANNING PROCESS RESIDENTS INDICATED A DESIRE FOR A STUDY OF RIVERSIDE DRIVE IN ORDER TO TRANSFORM THE UNDERUTILIZED CORRIDOR INTO MORE SUSTAINABLE MIXED USE TRANSIT ORIENTED DEVELOPMENT IN RESPONSE THE CITY ISSUED A.. AN R.F.Q. TO DEVELOP A MASTER PLAN

FROM I-35 TO BEN WHITE OR HIGHWAY 71. THE PROJECT WILL ESTABLISH A VISION PLAN AND IMPLEMENTATION STRATEGY FOR THE CORRIDOR AND WILL INCLUDE A PUBLIC INVOLVEMENT PROCESS, LAND USE AND URBAN DESIGN RECOMMENDATIONS, TRANSPORTATION RECOMMENDATIONS FOR CREATING A MULTI-MODAL TRANSIT AUTHORITY AS WELL AS IMPROVEMENTS FOR BETTER CIRCULATION AND IDENTIFICATION OF INFRASTRUCTURE IMPROVEMENTS REQUIRED TO IMPLEMENT THE PLAN. BECAUSE OF THE LASTING EFFECT THIS PLAN COULD HAVE ON AN IMPORTANT CORRIDOR WITHIN THE CITY, THE LAND USE AND TRANSPORTATION SUBCOMMITTEE DIRECTED THAT THE CONSULTANT FINAL ASKS PRESENT TO COUNCIL FOR THEIR FINAL SELECTION. WHICH IS WHY WE'RE HERE TODAY. WE'VE ASKED EACH OF THE FINALISTS TO PREPARE A 15-MINUTE PRESENTATION DESCRIBING THEIR EXPERIENCE WITH SIMILAR PROJECTS AND THEIR SPECIFIC PROJECT APPROACH FOR THE EAST RIVERSIDE CORRIDOR PLAN. IF IT PLEASES COUNCIL, A PROPOSED APPROACH IS TO ALLOW EACH TEAM TO MAKE THEIR PRESENTATION AND THEN OPEN IT UP FOR QUESTIONS FROM THE COUNCIL FOR EACH TEAM. WE SUGGEST THAT THE SAME OR SIMILAR QUESTIONS BE ASKED OF EACH TEAM AND THAT WE ALTERNATE WHICH TEAM GOES FIRST TO ANSWER THE NEXT QUESTION. IF IT'S HELPFUL DURING THE Q AND A SESSION, I CAN KEEP TRACK OF WHOSE TURN IT IS NEXT IF THAT'S HELPFUL TO YOU. SO WE DREW NAMES TO DETERMINE WHICH TEAM WILL PRESENT FIRST AND CASABELLA WAS SELECTED. WHEN COUNCIL IS READY, THEY CAN BEGIN THEIR PRESENTATION.

Mayor Wynn: THANK YOU, MS. SCARBOROUGH. APPRECIATE THOSE SUGGESTIONS. WITHOUT OBJECTION, WE'LL MOVE FORWARD 15 MINUTES PER TEAM. I'M SORRY, MAYBE I MISSED THIS. MOLLY ALREADY DREW NAMES TO SEE WHO GOES FIRST?

WE DID, YEAH.

Mayor Wynn: WELCOME.

GOOD AFTERNOON, MAYOR, COUNCILMEMBERS, CITY MANAGER AND CITY STAFF. ON BEHALF OF THE CASABELLA

PLANNING TEAM, I WOULD LIKE TO THANK YOU FOR THIS OPPORTUNITY TO INTERVIEW FOR THE EAST RIVERSIDE CORRIDOR PLANNING PROJECT. MY NAME IS JAMIE BEEMAN, PRESIDENT OF CASABELLA ARCHITECTS AND I WILL SERVE AS THE PROJECT PRINCIPAL FOR THIS TEAM. CASABELLA ARCHITECTS IS A MINORITY OWNED FIRM ESTABLISHED OVER 18 YEARS AGO. IN 1992 WE BEGAN PROVIDING DESIGN SERVICES TO THE CITY AND IN RECENT YEARS WE'VE COMPLETED IMPORTANT PROJECTS FOR THE CITY INCLUDING THE MEXICAN-AMERICAN CULTURE CENTER, EVERYBODY CALLS IT THE MAC, AS WELL AS SEVERAL DESIGN AWARDS FOR THE ULRICH WATER TREATMENT PLANT. OUR FIRM HAS WORKED ON NUMEROUS PLANNING PROJECTS DATING BACK TO ALIGNMENT OF LIGHT RAIL AND THE AUSTIN-BERGSTROM INTERNATIONAL AIRPORT. CURRENTLY WE'RE WORKING WITH OUR GOOD FRIENDS AT PB AMERICAS ON THE CITY OF AUSTIN STUDY FOR BRAZOS, MLK AND THE LAMAR AREAS. OUR TEAM FROM TOP TO BOTTOM HAS EXTENSIVE EXPERIENCE WORKING ON MULTICULTURAL AND SIGNIFICANTLY DIVERSE COMMUNITIES. OVER THE LAST 18 YEAR CASABELLA AND I HAVE WORKED ON PROJECTS IMPORTANT TO THE EAST AUSTIN COMMUNITY INCLUDING SCHOOLS, LOW-INCOME HOUSING AND PLANNING DESIGNING. I'VE LIVED AND WORKED IN AUSTIN FOR OVER THREE DECADES NOW AND I BELIEVE MY FIRM KNOWS THIS COMMUNITY. BEFORE THAT IN THE '70s I WAS A STUDENT AT U.T. AND LIVED OFF RIVERSIDE DRIVE A FEW TIMES AS SEVERAL OF THE MEMBERS OF OUR TEAM HAVE DONE. NOW, THE PLANNING CHALLENGES AND OPPORTUNITIES THAT OUR TEAM AND THE CITY HAVE IDENTIFIED GO BEYOND RIVERSIDE CORRIDOR. THEY INCLUDE GROWTH IN EAST AUSTIN AND THE INCREASED DENSITY. GROWTH ALONG AND WITHIN LADY BIRD LAKE OVERLAY, AND HOW WE RESPOND TO REGIONAL GROWTH IN THIS CRITICAL CORRIDOR THAT'S SHARED BY LOCAL RESIDENTS AND THE COMMUNITY AT LARGE. SO THIS BRINGS US TO FOUR KEY ISSUES. CENTRAL TO THE PLANNING PROCESS. HOW DO WE PROVIDE TRANSPORTATION OPTIONS FOR THE GROWING REGION WHILE ADDRESSING THE NEEDS AND CONCERNS OF THE LOCAL COMMUNITY. HOW WE RESPONSIBLY SUPPORT SUSTAINABLE GROWTH WITHIN THE URBAN CORE WHILE

RESPONDING TO SIGNIFICANT CHALLENGES OF DISPLACEMENT OF EXISTING AFFORDABLE HOUSING. HOW DO WE AS A COMMUNITY PREPARE OURSELVES FOR CHANGING DEMOGRAPHICS AS AFFECTED IN THE BUILT INFRASTRUCTURE OF THIS AREA, AND FINALLY, HOW DO WE RETAIN EXISTING LOCAL AND NATIONAL BUSINESSES SUCH AS THE SMALL [INAUDIBLE] OR THE LARGE LIKE SEMATECH WHILE PROMOTING NEW ECONOMIC ACTIVITY IN A VITAL CORRIDOR THAT LINKS THE AIRPORT IN DOWNTOWN. I'M GOING TO INTRODUCE STEVE OLIVER OF CASABELLA ARCHITECTS WHO WILL SERVE AS THE PROJECT MANAGER FOR THE TEAM.

Mayor Wynn: THANK YOU.

THANK YOU, JAMIE. MY NAME IS STEVE OLIVER. I WOULD BE THE PROPOSED PROJECT MANAGER FOR THIS PROJECT. IN ASSEMBLING OUR TEAM, WE WANTED OUR FOUNDATION TO BE BASED ON TWO CLEAR ADVANTAGES FOR THE CITY. FIRST OF ALL, WE HAVE CONSIDERABLE NATIONAL AND LOCAL EXPERIENCE IN PLANNING, AND WE HAVE ALL WORKED TOGETHER SUCCESSFULLY WITH CITY OF AUSTIN PLANNING STAFF. CORRECT I FEEL THE FIVE FIRMS IN OUR TEAM HAVE OVER 64 YEARS OF EXPERIENCE IN THE AUSTIN AREA. THIS IS IMPORTANT BECAUSE WE UNDERSTAND PLANNING AND DESIGN IN AUSTIN. WE KNOW WHERE WE HAVE COME FROM AND WE UNDERSTAND THAT -- WE UNDERSTAND THE DEMANDS ON THE CITY THAT OUR GROWTH CYCLES PUT UPON US. AS PROJECT MANAGER FOR OUR TEAM AND A LOCAL ARCHITECT, IT WILL BE MY RESPONSIBILITY TO BLEND THE NATIONAL EXPERIENCE ON OUR TEAM WITH OUR LOCAL UNDERSTANDING OF AUSTIN ISSUES TO THE BENEFIT OF BOTH THE CITY AND THE COMMUNITY. OVER THE LAST THREE YEARS, I HAVE WORKED ON A WIDE RANGE OF PLANNING PROJECTS FOR BOTH THE CITY OF AUSTIN AND CAPITAL METRO, PRIMARILY THROUGH CASABELLA'S RELATIONSHIP WITH PB AND ROBERT STILLER WITH US TODAY. IN FACT, PROBABLY THE FREQUENCY OF OUR SHARED EFFORTS WOULD BENEFIT IF I HAD A DESK NEXT TO ROBERT, BUT HE HAS NOT YET GIVEN ME A KEY. IN OUR WORK WITH P.B. AND CASABELLA, I'VE COMPLETED PLANNING EFFORTS FOR CAP METRO IN LEANDER IN DEVELOPING A TRANSITION PLAN FOR THEIR

PARK AND RIDE FACILITY AND TO CHANGING IT INTO ON MARKETABLE AND DEVELOPABLE PARCELS IN THE FUTURE SO THAT THEY CAN MEET THE DEMANDS AND NEEDS OF THE LEANDER COMMUNITY AS PART OF THEIR 2400-ACRE MASTER PLAN. IN ADDITION TO THAT, I'VE ALSO WORKED ON THE NORTH BURNET GATEWAY AREA, T.O.D. PLANNING FOR CAP METRO, AND MORE CENTRAL TO AUSTIN, I'VE WORKED ON THE THIRD AND FOURTH STREET CORRIDOR STUDIES AND THE MANOR STREET CAR STUDIES. LASTLY, I'M WORKING WITH THE CITY OF AUSTIN AND SONIA LOPEZ AND THE PLANNING STAFF TO DEVELOP PLANNING FOR PLAZA IS A TILL LOW. OUR TEAM IS P.B. AMERICAS AND THEIR LOCAL OFFICE LED BY ROBERT STILLER. P.B. AMERICAS AND ROB ARE LEADERS IN INTERNATIONAL, NATIONAL AND LOCAL PLANNING SERVICES. ROB HAS BEEN A LEADING TRANSIT AND ENGINEERING RESOURCE FOR AUSTIN AS WELL AS THE COMMUNITIES OF VANCOUVER, SEATTLE AND PORTLAND, ALL OF WHICH ARE WELL KNOWN FOR THEIR IMPROVEMENTS IN CONNECTIVITY IN RECENT YEARS. ALSO WITH US TODAY AND SEATED NEXT TO ROB IS TIM FRANKE. TIM IS A LOCAL LANDSCAPE ARCHITECT AND IS A PARTNER WITH TOTAL LAND DESIGN. PREVIOUSLY HE WAS THE DIRECTOR OF THE URBAN DESIGN PROGRAM AT WASHINGTON UNIVERSITY IN ST. LOUIS. AND HE HAS LED MULTIPLE CORRIDOR PLANNING EFFORTS AROUND THE COUNTRY. RON WITH BAY AREA ECONOMICS IS A LEADING NATIONAL ECONOMIST IN COMMUNITY DEVELOPMENT. HE COULD NOT BE WITH US HERE TODAY, BUT RON HAS PROVIDED ECONOMIC RESEARCH FOR THE CITY OF AUSTIN AS PART OF THE T.O.D. PLANNING EFFORTS AND RON'S INVOLVEMENT IN THE T.O.D. EFFORTS AND ON OUR TEAM IS A CLEAR ADVANTAGE TO THE CITY BECAUSE HE'S ALREADY DONE THE HOMEWORK ON THE AUSTIN MARKET AND HE CAN APPLY HIS RESEARCH TO THE RIVERSIDE CORRIDOR AS A CLEAR STARTING POINT. SEATED NEXT TO TIM IS MARY ELLEN SANCHEZ. MARY ELLEN HAS RECENTLY FINISHED COMMUNITY OUTREACH WORK AND PUBLIC RELATIONS WITH MOLLY SCARBOROUGH, WHO IS PROJECT MANAGER FOR THIS PROJECT AS WELL AS FOR THE NORTH BURNET GATEWAY PLAN. BUT REALLY WHAT SETS THIS TEAM APART IS AT NO ADDITIONAL COST TO THE CITY OUR TEAM WILL UTILIZE A LEADING MASTER DEVELOPMENT ADVISER AS A

ONE ON ONE SOUNDING BOARD FOR THE CITY STAFF AND LEADERS. PAUL MORRIS, WHO WORKS WITH CHEROKEE INVESTMENTS, IS AN EXPERT ON LAND USE AND TRANSPORTATION PLANNING IN BOTH CORRIDOR AND T.O.D. SCENARIOS. WE WORKED WITH PAUL BEFORE AND KNOW HE'S THE RIGHT PERSON FOR THIS PROJECT. BY PROVIDING THIS VALUABLE RESOURCE, OUR TEAM IS FOCUSING ON PROVIDING REALISTIC AND ACHIEVABLE TESTED STRATEGIES THAT UTILIZE PRACTICES IN DEFINING DEVELOPMENT OPPORTUNITIES WHILE REALIZING COMMUNITY VISIONS. AS MENTIONED EARLIER, DEVELOPING LONGSTANDING RELATIONSHIPS WITH OUR TEAM MEMBERS IS IMPORTANT FOR THIS PROJECT. EVERYBODY ON THIS TEAM HAS WORKED TOGETHER BEFORE AND WE HAVE ALL WORKED FOR THE CITY OF AUSTIN. THIS IS IMPORTANT TO US IN PROVIDING THE BEST POSSIBLE SERVICE TO THE CITY. AND SPECIFICALLY CASABELLA, P.B., THIRD LAND AND BAY AREA ECONOMICS ARE ALL CURRENTLY WORKING ON THE T.O.D. PLANNING EFFORTS. THIS EXPERIENCE IS IMPORTANT BECAUSE WE HAVE ALL RECENTLY BEEN PART OF THE COORDINATION OF CITY GOALS WITH COMMUNITY NEEDS AND VISIONS. WE HAVE PARTICIPATED IN THE MESHING OF THE COMMERCIAL DESIGN STANDARDS WITH MORE SPECIFIC PLANNING EFFORTS LIKE THE EAST RIVERSIDE CORRIDOR. OUR TEAM DEALS WITH CITY OF AUSTIN ZONING CODES AND ORDINANCES IN PERMITTING DAILY IN OUR WORK. IN ADDITION TO THE TEAM STRUCTURE, THE KEY STEPS NECESSARY TO CREATE A SUCCESSFUL EAST RIVERSIDE CORRIDOR PLAN STARTED WITH TRULY BRINGING THE VISION OF CITY LEADERSHIP UP TO THE FRONT OF THE PROCESS AND KEEP THESE GOALS AS A BENCH MARK THROUGHOUT OUR WORK. A NECESSARY PART OF THIS SHARED VISION IS THE ESTABLISHMENT OF A VISIONING WORKING GROUP. THIS GROUP WILL WORK WITH THE PLANNING TEAM TO IDENTIFY A COMMON STARTING POINT WITH A MENU OF REAL OPTIONS FOR THE SUBSEQUENT COMMUNITY VISIONING. THIS GROUP SHOULD BE COMPOSED OF MULTIPLE STAKEHOLDERS STARTING WITH CITY LEADERS AND OTHERS SUCH AS CAPITAL METRO, NEIGHBORHOOD LEADERS, LOCAL BUSINESS OWNERS, AND A.C.C. AS WELL AS IDENTIFIED DEVELOPERS. BECAUSE AFTER RESEARCHING OUR OPTIONS AND OPPORTUNITIES,

WHAT WE WANT TO DO IS WE WANT TO COME FORWARD TO THE COMMUNITY WITH SOUND AND REALISTIC MEASURES THAT CAN PRODUCE THE BEST RESULTS. THIS WORKING GROUP CAN HECH ENSURE THIS CONSENSUS OF SUPPORT IS FROM FROM THE BEGINNING SO THAT THE COMMUNITY VISIONING IS WORKING WITH REALLY A CHIEFABLE OPTIONS WHETHER IT BE FOR TRANSIT, CATALYST PROJECTS FOR STRATEGIES FOR THE FUNDING OF INFRASTRUCTURE. THE LOANT OF THE EAST RIVERSIDE CORRIDOR REPRESENTS DIFFERENT NEEDS AND SOLUTIONS. WE NEED TO BE THOUGHTFUL AND WE NEED TO RESPOND TO ITS VARYING CONTEXT. AND OUR VISION OF SUCCESS IS FOR THE WHOLE CORRIDOR, NOT JUST A PORTION OF IT. OUR COMMUNITY CHARETTES WILL BE TIED TO MEETING THE LOCAL GOALS AND IT'S THE COMMUNITY WHO DEFINES HOW WE GET THERE. AND WE UNDERSTAND AS A TEAM THAT THE CITIZENS AND THE STAFF'S TIME IS INCREDIBLY VALUABLE. WE NEED TO BE VERY CLEAR UP FRONT HOW THIS EAST RIVERSIDE CORRIDOR PROCESS IS GOING TO WORK WITH THE EXISTING NEIGHBORHOOD PLANS, THE EXISTING LADY BIRD LAKE WATERFRONT OVERLAY OR THE TOWN LAKE WATERFRONT OVERLAY, THE RECENT V.M.U. PROCESS AND ADDRESS ALL THESE ISSUES UP FRONT TO AVOID CONFUSION AT THE FINISH LINE. OUR CITY HAS TAKEN SIGNIFICANT STRIDES IN PLANNING AND DEVELOPMENT STANDARDS AND OUR TEAM HAVING WORKED WITH THESE ISSUES FIRSHAND IN THE T.O.D. PLANNING AREA, WE UNDERSTAND HOW TO BEST MAP THE IMPLEMENTATION PROCESS EARLY BECAUSE REALLY WHAT EVERYONE WANTS TO KNOW IS HOW DID ALL THESE NEW PLANNING IDEAS WORK WITH HOW I'VE ALWAYS DONE BUSINESS OR HOW -- HOW I'VE HAD INPUT WITH MY NEIGHBORHOOD AND OUR TEAM WILL ADDRESS THOSE ISSUES EARLY. LET ME REPEAT PART OF OUR PROCESS, WE WILL USE A SOUNDING BOARD THROUGH THE CITY THROUGH PAUL MORRIS AND CHEROKEE. ASSISTING COMMUNITIES THROUGH PRO BONO IS PART OF CHEROKEE'S MISSION. THEIR MISSION IS TO CREATE ECONOMIC OPPORTUNITY IN AREAS THAT OTHERWISE MIGHT NOT HAVE IT. AND IN DOING THIS, WE ARE CREATING A REAL AND ACHIEVABLE PLAN BASED ON MARKETABLE AND SUSTAINABLE STRATEGIES FOR THE BENEFIT OF THE RIVERSIDE COMMUNITY AND AUSTIN AS A

WHOLE. OUR TEAM STRUCTURE AND PROCESS ALLOWS US TO PROVIDE OUR BEST PRACTICE EXPERIENCE IN COSHD COORDINATING AND MAINTAINING BOTH REGIONAL AND LOCAL GOALS. WHAT OUR CORRIDOR PLAN WILL DO IS WE WILL PROVIDE EXPANDED TRANSPORTATION OPTIONS FOR BOTH LOCAL AND REGIONAL NEEDS. A MEMBER OF OUR TEAM, P.B., HAS ALREADY GONE THROUGH AN INTERNAL FEASIBILITY STUDY ON STREET CAR FROM THE AIRPORT TO DOWNTOWN. PHYSICALLY THEY KNOW IT WORKS. AND THIS IS SOMETHING WE CAN BRING FORWARD AS PART OF OUR TEAM. IN ADDITION, WE NEED TO PROMOTE -- OUR TEAM WILL PROMOTE SUSTAINABLE GROWTH FOR ALL INCOME LEVELS. WE'VE MET WITH APARTMENT COMPLEXES ALONG EAST RIVERSIDE. WE UNDERSTAND THE PRESSURES THEY FACE. WE UNDERSTAND WHAT THE STUDENTS WANT, WHY STUDENTS MOVE OUT THERE AND WHY STUDENTS WILL PROBABLY CONTINUE TO LIVE OUT THERE. WE RECOGNIZE THEIR NEEDS UP FRONT AND WANT TO BRING THEM THROUGH THE PROCESS. WE WANT TO IDENTIFY CRITICAL INFRASTRUCTURE TO SUPPORT FUTURE DEVELOPMENT AND COMMUNITY NEEDS. BUT LASTLY, WE WANT TO CREATE A DEFINING GATEWAY BETWEEN THE AUSTIN DOWNTOWN AND THE AIRPORT, AND THIS PROJECT CAN DO THAT FOR US. BY SELECTING A TEAM THAT HAS WORKED TOGETHER, A TEAM THAT UNDERSTANDS CORRIDOR PLANNING PRACTICES BOTH LOCALLY AND NATIONALLY, A TEAM THAT HAS A MASTER DEVELOPMENT SOUNDING BOARD, AND A TEAM THAT UNDERSTANDS AUSTIN'S MULTICULTURAL DYNAMICS, THIS WILL GIVE THE CITY AND ITS STAFF THE BEST POSSIBLE OPTIONS AND THE BEST DIRECTION FORWARD. THANK YOU FOR YOUR TIME AND WE'LL BE MORE THAN HAPPY TO ANSWER ANY OF YOUR QUESTIONS.

Mayor Wynn: THANK YOU, MR. OLIVER. QUESTIONS FOR THE CASABELLA TEAM?

OUR APPROACH WAS TO WAIT UNTIL BOTH PRESENTATIONS AND THEN ASK QUESTIONS BECAUSE WE HOPE TO ASK THE SAME QUESTIONS TO EACH TEAM.

Mayor Wynn: THANK YOU FOR REMINDING ME OF THAT.

WITH THAT THE ANELESSEN ASSOCIATES TEAM.

Mayor Wynn: YES, PLEASE. WELL.

THANK YOU VERY MUCH. MY NAME IS TONY NELESSEN. I'M REALLY PLEASED TO BE BACK IN THE CITY OF AUSTIN. I WILL BE THE PERSON WHO WILL BE DIRECTING THIS PARTICULAR TEAM STRUCTURE. THE PROJECT MANAGER, APRIL, WHO GRADUATED FROM THE UNIVERSITY HERE, ALSO LIVED HERE FOR MANY YEARS, WILL BE THE PERSON WHO WILL BE DEALING WITH THIS PROJECT ON A DAY-BY-DAY BASIS. I WANT TO TAKE YOU THROUGH THE PRESENTATION. TALKING ABOUT THE POSSIBILITIES AND OPPORTUNITIES WITHIN THE CONTEXT OF THIS EAST RIVERSIDE PROJECT AREA. OUR FUNDAMENTAL NOTION AND ALL THE WORK THAT WE HAVE DONE IS THAT EVERY GREAT CITY REQUIRES GREAT STREETS. AND OUR WORK HAS LITERALLY BEEN THROUGH A NUMBER OF PROJECTS THROUGHOUT THE UNITED STATES AND THIS NOTION OF CREATING GREAT STREETS AND STUDYING GREAT STREETS AND UNDERSTANDING WHY GREAT STREETS ARE SO IMPORTANT TO CITIES AND TO THE NEIGHBORHOODS. I JUST THINK ABOUT MYSELF AS A YOUNG MAN THE FIRST TIME I SAW THE IN PARIS AND I STILL REMEMBER THAT. FOR INSTANCE, WE JUST FINISHED THE PLAN FOR PEACH STREET IN GEORGIA TO TRY TO GET AN IMAGE OF THAT AND THE DARK..... CHARACTERISTICS THAT MAKE A GREAT STREET AND HOW PEOPLE REACT TO THE CHARACTER OF THE STREETS BECOME A CRITICAL FACTOR IN THE ANALYSIS AND DEVELOPMENT OF THESE PARTICULAR PLANS. I'M FROM THE MIDWEST. OF COURSE, MICHIGAN AVENUE IN CHICAGO, THE MIRACLE MILE, HAS ALWAYS BEEN A STREET AND YOU STUDY THESE STREETS FOR THEIR CHARACTER, FOR THE PUBLIC RESPONSE TO THE PLACE AND THE ABILITY FOR THESE STREETS TO HAVE GREAT PEDESTRIAN ACTIVITIES. WE KNOW THIS IS A STREET THAT'S GOING TO HAVE TO BE WALKABLE WITH TRANSIT, IT IS UNIQUELY MULTICULTURAL, WE KNOW IT HAS TO BE ENVIRONMENTAL AND WE KNOW THE PLAN HAS TO BE SUSTAINABLE. BUT FUNDAMENTALLY TO ALL OF THIS IS IN ORDER TO CREATE A SUSTAINABLE PLAN IT MUST START WITH WALKABILITY AND TRANSIT. AND ALSO THAT NOTION OF NOT ONLY WALK YAKT BUT..... ABILITY. SO TALL IDEAS OF INCORPORATING A GREAT STREET TOGETHER ARE

WORTH BOTH THE WIDTH OF THE SIDEWALK, THE INTENSITY OF THE TRANSIT, THE ABILITY FOR PEOPLE TO WALK ON THOSE, WHAT THEY SEE AND EXPERIENCE ALONG THE EDGES, WHAT THESE TRANSIT MODES WOULD BE IN THE FUTURE, ALL ARE A CRITICAL PART OF CREATING A VISION FOR WHAT THE STREET CAN AND WILL BECOME IN THE FUTURE. THE STREET IS OBVIOUSLY UNIQUELY MULTICULTURAL, AS IS THIS CITY. AND IT IS A WONDERFUL OPPORTUNITY TO THINK ABOUT BLENDING THE RANGE OF POSSIBILITIES AND PEOPLE AND INTEREST ALONG THAT STREET INTO A CONSENSUS VISION PLAN WHICH IS GENERATED NOT BY ENGINEERS BUT IS GENERATED BY THE PEOPLE OF THIS PARTICULAR CORRIDOR. WE ARE REALLY INTERESTED IN ENVIRONMENTAL ARCHITECTURE, GREEN ROOFS BECOME A VERY IMPORTANT PART OF THAT. THE NOTION OF IMMATERIAL BEDDING AN AREA WITH CONTINUED AMOUNT OF GREEN OPEN SPACE BECOMES CRITICAL TO OUR PROCESS AND AS WELL AS THE DETAILS OF HOW THE STREET IS LIGHTED BECOMES AN IMPORTANT PART OF IT. WE MUST BECOME VERY CONCERNED ABOUT ATTENTION TO DETAIL. PEOPLE LOOK DOWN AT A 15-DEGREE ANGLE, THE LANDSCAPE WE INCORPORATE INTO THIS PLAN, ALL ARE PART OF THE OVERALL PLAN OF WHAT PEOPLE CONSIDER TO BE ACCESSIBLE, THE TYPES OF BENCHES, THE TYPES OF BOLLARDS, THE TYPES OF LANDSCAPING THAT WE ARE INCORPORATING ALL BECOMES A CRITICAL FACTOR IN WHY PEOPLE USE THE STREETS, WHY PEOPLE WANT TO BE ON THAT STREET AND WHY A STREET GENERATES A SENSE OF PRIDE. I THINK WE HAVE PUT TOGETHER AN EXTRAORDINARY TEAM. ALL EXCEPT ME ARE FROM THIS AREA, AND I THINK THAT TEAM IN THE UNIQUE APPROACH THAT I'LL SHOW KNEW A BIT THAT WE HAVE USED BOTH NATIONALLY AND INTERNATIONALLY WILL CREATE THE VERY BEST PLAN THAT WILL BE GENERATED NOT FROM THE TOP DOWN BUT GENERATED FROM THE BOTTOM UP. IT WILL BE A PLAN GENERATED BY THE PEOPLE FOR THE PEOPLE OF THIS PARTICULAR CORRIDOR. WE FUNDAMENTALLY BELIEVE THAT THE FUTURE BELONGS TO THOSE WHO CAN VISION IT AND OUR PROCESS AT A. NELESSEN HAS BEEN THE ABILITY TO HELP PEOPLE BECOME PART OF THE PROCESS OF CREATING THIS PARTICULAR PLAN. TWO THINGS THAT WE HAVE DONE. WE HAVE A TRADEMARK AND PROCESS CALLED

A VISUAL PREFERENCE SURVEY. WE HAVE USED IT IN 158 CITIES ACROSS THE UNITED STATES AND WE INTEND TO USE THAT PROCESS AGAIN HERE. WE KNOW THAT ALL GREAT STREETS ALSO HAVE GREAT NEIGHBORHOODS, AND THIS PROCESS WE HAVE USED HAS BEEN TESTED OVER AND OVER AND OVER AGAIN AND WE HAVE A TREMENDOUS SUPPORT STAFF OF PEOPLE WHO CAN BEGIN TO HELP US IN THAT PROCESS. AS I SAID, MYSELF AND APRIL WILL LEAD IT. V.W.R. WITH MARK AND MELISSA. COMMUNICATIONS WAS ALSO ON THE OTHER TEAM. WE HAVE ALSO R.G. ASSOCIATES AND MWM DESIGN GROUP AND DIE DYNAMIC PRODUCTIONS. THIS TEAM IS INIMATELY FAMILIAR WITH THIS PLACE, KNOWS IT VERY WELL, HAS BEEN HERE FOR YEARS, AND I THINK THAT PARTICULAR TEAM BECOMES IMPORTANT STRUCTURE, BUT THE FUNDAMENTAL BASIS OF THE TEAM ARE THE PEOPLE ON THAT STREET. THEY BECOME THE TEAM THAT WILL GENERATE THE VISION OF WHAT'S ACCEPTABLE AND NOT ACCEPTABLE FOR THE PEOPLE ALONG THAT STREET AND FOR THE FUTURE OF THAT STREET. AND THE TEAM IS THERE AS FACILITATORS OF THE VISION AND TO PROVIDE THE EXPERTISE WHICH IS NECESSARY IN ORDER TO MAKE THAT PROCESS BEGIN TO HAPPEN. WE BELIEVE AND HAVE BELIEVED FOREVER IN PUBLIC PARTICIPATION IN THE PROCESS OF CREATING THE PLAN, BUT THE MORE PUBLIC WE CAN GET INVOLVED, THE MORE DEVELOPERS, THE MORE PEOPLE WHO OWN PROPERTY, THE MORE PEOPLE WHO GO TO THE RESTAURANTS, THE MORE PEOPLE WHO GO TO THE CHURCH NECESSARY.....CHURCHES IN THE AREA, THE BETTER THE PLAN INEVITABLY BECOMES IN THE FUTURE. WE DO KNOW THAT THERE NEEDS TO BE GROUNDED IN AN ECONOMIC ANALYSIS. AND R.G. ASSOCIATES PROVIDES THAT FOR US. A LOT OF THAT INFORMATION IS KNOWN, BUT THAT INFORMATION NEEDS TO BECOME VERY SPECIFICALLY KNOWN. IT NEEDS TO BE TRANSLATED NOT JUST TO INTERNAL PROFESSIONAL FOLKS BUT TO THE PEOPLE TO STREET AS WELL TO UNDERSTAND WHAT THE POSSIBILITIES ARE FOR THE FUTURE OF THIS PARTICULAR AREA. B.W.R. ARE GIVE US RELATIONSHIPS BETWEEN THE EXISTING TRAFFIC FLOWS AND WE KNOW THIS IS A TRANSIT CORRIDOR AND THAT BECOMES AN EXTRAORDINARY OPPORTUNITY FOR MULTIMODALLISM AND WALKING AND

CYCLING. ANY CITY IN THE UNITED STATES NOW HAS TO MOVE TOWARDS HIGH LEVELS OF SUSTAINABILITY. THERE IS NO DOUBT ABOUT THAT ANYMORE. IF YOU ARE GOING TO SURVIVE AS A CITY AND GROW AND GROW IN A TIME WHEN WE EXPECT OIL WILL HIT 200, MAYBE \$300 A BARREL, HOW DO GREAT CITIES CONTINUE TO SURVIVE WITHOUT HAVING A STRONG EMPHASIS ON SUSTAINABILITY AND TRANSPORTATION GETTING BACK AND FORTH TO WORK, TO SCHOOL AND JOBS, THAT CREATION IS GOING TO BE AN IMPORTANT PART OF IT. THE CITY HAS AN EXTRAORDINARY G.I.S. SYSTEM AND WE HAVE GREAT PEOPLE ON OUR STAFF WHO CAN CREATE THE MAPS FOR THIS AREA AND INEVITABLY BEGIN TO DEVELOP THE KINDS OF VISION OF THREE DIMENSIONALITY WHICH IS NEEDED AND NECESSARY TO THE PLAN. THAT IS A PRE-SET TO THE ACTUAL GETTING PEOPLE ENGAGED AND THAT'S REALLY MARY ANN SANCHEZ. SHE'S GOT GREAT EXPERIENCE AND WE SEARCHED HEAVILY FOR A GOOD TEAM OF PEOPLE TO TALK ABOUT THE NEIGHBORHOOD INVOLVEMENT, THE MEDIA RELATIONSHIPS, THE TRANSLATION SERVICES, ALL OF WHICH ARE NEEDED AND NECESSARY. WE TALKED EVEN YESTERDAY ABOUT EXPANSION AND REACH OUT WITH THE INTERNET TO GET MORE PEOPLE INVOLVED BECAUSE WE UNDERSTAND THAT THIS IS JUST NOT A CORRIDOR, THESE ARE MORE INVOLVED WITH PEOPLE OF THE CITY AND SO WE THINK THAT INTERNET REACHOUT MAY BE AN IMPORTANT THING. OUR FIRST PART STARTS WITH PHOTOGRAPHY, FIELD WORK AND SIMULATIONS OF POSSIBLE REALITIES. WHAT WE DO IS WE PROVIDE PEOPLE THE OPTIONS TO LOOK AND SEE WHAT COULD BECOME. THIS IS VIRTUAL. THIS IS NOT SOMETHING WHICH SAYS THIS IS WHAT IT'S GOING TO BE, THESE ARE POSSIBILITIES FOR THE FUTURE, WHAT DO YOU THINK, HOW APPROPRIATE DO YOU THINK THOSE POSSIBILITIES ARE FOR THE FUTURE. AND WE TEST THIS THROUGH OUR VISUAL PREFERENCE SURVEY. WE ASK PEOPLE A QUESTION, SHOW THEM 80 TO 100 IMAGES AND HOW APPROPRIATE DO YOU THINK THIS IMAGE IS IN THIS LOCATION NOW AND IN THE FUTURE AND RATE THAT IMAGE FOR US. THEY CAN EITHER DO THAT IN PUBLIC MEETINGS OR ELSE THEY DO THAT IN A PROCESS THROUGH THE INTERNET. INEVITABLY WE WILL FIND OUT WHAT PEOPLE DISLIKE IN THE RED, WE'LL FIND OUT WHAT PEOPLE WANT IN THE GREEN, AND WE'LL FIND

THOSE AREAS THAT ARE IN THE BETWEEN. FOR INSTANCE, WE WIND UP WITH IMAGES ZERO, HIGH STANDARD OF SIX, HALF THE PEOPLE LOVE IT, HALF HATE IT. IT'S A TRULY CONTROVERSIAL IMMATERIAL MAINLY. WE FOUND THERE ARE EXTRAORDINARY ADVANTAGES IN UNDERSTANDING THE NEGATIVES AND THE POSITIVES. THE NEXT PART IS A QUESTIONNAIRE. WHICH IS WHO PARTICIPATED AND WE TEST THE MARKET ON POLICY ISSUES SO WE HAVE SOME CLEAR PROFILE, AND THEN THE COMPUTER PUTS TOGETHER THE PROFILE OF WHO TOOK IT WITH WHAT THEIR IMAGES OF THE FUTURE, WHAT THEY WILL ACCEPT. THEN WE MOVE TO THE THIRD STEP OF THE PROCESS WHICH IS CAUSED VISION TRANSLATION WORKSHOPS. ONCE THEY TELL US WHAT THEY THEY WANT, IT'S EASIER FOR PEOPLE TO SHOW US ON MAP WHERE DO YOU THINK THIS SHOULD GO, WHERE DO YOU THINK THE TRANSIT STOPS SHOULD BE, WHERE DO YOU THINK THE GREEN AREAS SHOULD BE, THE GREAT.....GREENWAY. WE SIMPLY LAY THOSE OVERLAY AS TOP OF EACH OTHER AND FIND WHERE WE GET CONSENSUS. WE MAY NOT GET EVERYONE, BUT YOU GET CONSENSUS. AND OUR CONSENSUS IS 80%. IF 80% PUT THAT SAME BUILDING THEY RATED POSITIVE IN THE SAME LOCATION WE KNOW THAT'S PROBABLY THE LOGICAL LOCATION FOR IT TO GO. THEN OUR SEAR JUST JOB STARTS. THE SYNTHESIS OF ALL THAT DATA. THE RED AREAS IS WHERE FOLKS SAY WE WANT THE LARGEST AMOUNT OF CHANGE AND THE GREEN AREAS LEAVE IT ALONE. WE LOOK AT WHERE THEY PUT VARIOUS USES. THEN WE PUT ALL OF THAT TOGETHER IN A CONTEXT OF DEVELOPING A MORE REFINED PLAN AND WE DO THIS IN SOME CASES WITH AN OVERALL URBAN DESIGN CHARETTE WHICH IS -- IT'S A PROFESSIONAL CHARETTE WE INVITE THE NEIGHBORHOOD, BUT THEY'VE HAD THEIR MAJOR INPUT BY GOING THROUGH THE INITIAL PROCESS WITH US. THE NEXT STEP IS DEVELOP THE MASTER PLAN. MASTER PLANS ARE VERY SPECIFIC. BLOCK BY BLOCK DESCRIPTION OF WHAT COULD BE AND THOSE ARE TRANSLATED INTO A THREE-DIMENSIONAL REALITY. HERE'S THE POSSIBILITIES. HERE'S WHAT WE'VE SEEN. IT'S NOT JUST GOALS AND OBJECTIVES. IT'S A REAL PLAN THAT CAN BE COORDINATED AND QUANTIFIED. SO MASTER PLAN BECOMES THE VISION OF WHAT THE PROJECT WILL ACTUALLY BE AND THIS VERY IMPORTANT GATEWAY

BECOMES THIS KIND OF REALITY OF PLACE. IN ALL THESE PARTICULAR CASES, YOU KNOW, THOSE COMMONALITIES WILL COME OUT OF THESE AND IT'S NOT JUST WHAT IT COULD BE, BUT IT'S USUALLY A PICTURE OF WHAT BEAM WOULD REALLY LOVE IT TO BE. THE FEELING THEY WOULD LIKE IT TO BE THIS WAY. YOU SEE THESE SIMULATIONS BETWEEN WHAT WAS AND WHAT COULD BE THAT'S AN END PRODUCT OF THE THING. IT'S NOT JUST AN ABSTRACT PLAN THAT MOST PEOPLE DID NOT UNDERSTAND. IT'S A PLAN THAT HAS THREE-DIMENSIONAL REALITY TO IT. IT'S A VISION OF WHAT THE FUTURE COULD ACTUALLY BECOME IN A CHARACTER OF PLACE. THE NEXT HARD WORK START TO GET A LOOK AT THE UTILITY SYSTEMS AND B.W.R. WILL PROVIDE THAT TO US. WHAT WILL BE THE IMPACT. PARTICULARLY WE'RE CONCERNED ABOUT VEGETATIVE ISSUES OF VITAL RETENTION, THIS WHOLE IDEA OF INCORPORATING THE NATURAL ENVIRONMENT INTO THE STORM WATER AND THE RECYCLING SYSTEM OF PLACE AND SO THAT'S GOT TO BECOME AN IMPORTANT PART OF NOT ONLY THIS CORRIDOR BECAUSE AS YOU KNOW A LARGE PERSONS OF THAT CORRIDOR WHICH IS STILL OPEN AND IT'S GOT DRAINAGE ISSUES AND THAT IS AN IMPORTANT PART OF THE OVERALL GREEN PLAN OF THIS. WE HAVE A VERY TALENTED M.W.M. LANDSCAPE ARCHITECTS WHO ARE INTIMATELY FAMILIAR AND WE NEEDED SOMEBODY WHO WAS SO FAMILIAR WITH THE CHARACTERISTICS OF THE LANDSCAPE AND THE BUYY TEXTURE OF THIS PLACE THEY WOULD KNOW IT LIKE THE BACK OF THEIR HANDS AND I'M CONFIDENT THE PEOPLE ARE TOP GRADE AND WILL DO AN EXTRAORDINARY JOB OF HELPING US THROUGH THE PROCESS AND MAKE SURE THE LANDSCAPING FEATURES WHICH WILL BECOME AN IMPORTANT PART OF THIS PLAN WILL CREATE THIS SUSTAINABLE DESIGN OVER A LONG PERIOD OF TIME. IT'S A.. AN ELEMENT WE THINK IS CRITICAL. WE'VE GOT THE VISION, NOW IS IT POSSIBLE TO IMPLEMENT IT. HOW MUCH OF THIS BECOMES REALITY, OVER WHAT PERIOD OF TIME, WHEN AND WHERE. THAT BECOMES AN EXTRAORDINARY PRIORITY. AT THIS POINT I'M 66, I'M TOO OLD TO DO ANOTHER STUDY. AND I THINK THE KEY FACTOR HERE IS MAKING SURE WE CAN FACE SOMETHING IN A IMPLEMENTAL PLAN EVEN THOUGH IT MAY BE SMALL AT THE FIRST PHASE, IT HAS TO SHOW PROGRESSIVE PROGRESS

AFTER PEOPLE GET INVOLVED THAT SOMETHING IS BEGINNING THE HAPPEN ALONG THAT CORRIDOR. IT CANNOT JUST DROP AS ANOTHER PLAN OR BE ANOTHER PLAN THAT SITS ON A SHELF. AND I WILL TELL YOU GIVEN OUR EXPERIENCE WITH PEOPLE GETTING INVOLVED WITH THE PROCESS, THEY BECOME THE ADVOCATES THEN FOR THE PLAN. IT'S NOT THE CITY BECOMES THE ADVOCATE OR THE DEVELOPERS, THEY BECOME THE ADVOCATES FOR THE PLAN BECAUSE THEY ARE ESSENTIALLY THE FOLKS WHO HAVE GENERATED THIS PLAN. [BUZZER SOUNDING] I THINK THAT'S MY TIME. THE BEEPING. BUT IN THE END, IN ALL CASES THE TRUE VISION OF WHAT THIS PLAN WILL BECOME WILL ACTUALLY COME FROM THE PEOPLE WHO LIVE, WORK AND WANT TO LIVE AND WORK IN THAT CORRIDOR AND WE THINK THAT'S GOING TO BE VERY IMPORTANT. AND THE FOLKS THAT WE HAVE AS PART OF OUR TEAM WILL ACTUALLY ALLOW US TO ACHIEVE THAT AND WE THINK THE PROCESS IS THE ONE THAT WILL GET THE LARGEST NUMBER OF PEOPLE ACTUALLY INVOLVED IN THE CREATION OF THE PLAN ITSELF. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MR. NELESSEN. WELCOME, MS. SCARBOROUGH.

I THINK WHAT WE'LL ASK THE CONSULTANT TEAMS TO DO IS HAVE CASABELLA AT THAT PODIUM AND THE NELESSEN TEAM AT THIS AND AS YOU ASK QUESTIONS THEY WILL BE ABLE TO ANSWER. WE'LL START WITH CASABELLA. THE FIRST QUESTION FIRST. THEN THE SAME QUESTION WILL BE ANSWERED BY THE A. NELESSEN ASSOCIATES.

Mayor Wynn: FAIR ENOUGH. THANK YOU, MOLLY. COMMENTS IN ADVANCE, COUNCIL? QUESTIONS OF OUR TEAM? COUNCILMEMBER.

Cole: I WOULD LIKE BOTH OF YOU TO COMMENT ON THE WAY YOU SEE THE TRANSPORTATION ISSUES EVOLVING. SOMEONE TALKED ABOUT EXPANDABLE TRANSPORTATION AND HOW YOU SEE THAT INVOLVING ALONG THE EAST RIVERSIDE CORRIDOR.

THE RIVERSIDE CORRIDOR, AS WE STATED, WE'VE ALREADY LOOKED INTERNALLY WITH THE FEASIBILITY STUDY TO SEE

HOW STREET CAR WOULD WORK FROM THE AIRPORT TO DOWNTOWN, AND ROB STILLER WITH P.B. COULD PROBABLY MORE DIRECTLY ANSWER THAT QUESTION, BUT -- SO I'LL PASS IT TO HIM.

SURE. WELL, REALLY THE ISSUE IS DEFINING WHAT ARE THE OPTIONS AS WE MOVE FORWARD BLAWS, AS YOU KNOW, TRANSPORTATION WILL DRIVE THE POTENTIAL DEVELOPABILITY OF THIS CORRIDOR. THE INTENSITY, THE LEVEL OF IMPROVEMENTS AND THE CHARACTER OF THAT. CLEARLY FROM THE MAYOR'S ANNOUNCEMENT A MONTH AGO OR SO IT IS IMPORTANT TO THIS COMMUNITY TO FIND A HIGH CAPACITY TRANSIT CONNECTION BETWEEN DOWNTOWN AND THE AIRPORT. THIS IS OBVIOUSLY ONE OF THE ALTERNATIVES TO MAKE THAT HAPPEN AND POTENTIALLY ONE OF THE LEAST EXPENSIVE ONES IN GETTING THERE. SO THE KEY THING IS TO START WITH THE PEDESTRIAN MODE AND LOOK AT HOW WE CAN IMPROVE THE PEDESTRIAN ACCESS ANCHOR DOOR THROUGHOUT THIS. LOOK AT HANDLING TRANSIT WHETHER IT BE THE BUS OR THE B.R.T. OR FUTURE RAIL CORRIDOR THROUGH THIS AREA. BUT WE CAN'T FORGET THE CAR BECAUSE ONE OF THE REASONS U.T. STUDENTS STILL LIVE IN THIS AREA IS BECAUSE THEY CAN DRIVE A CAR AND PARK SO WE HAVE TO THINK OF ALL THOSE MODES AS WE BEGIN TO DEVELOP A PLAN WITH THIS COMMUNITY.

THE IDEA OF TRANSIT NOW IN MOST PLACES IN THE UNITED STATES AND PARTICULARLY LONG CORRIDORS IS SOMETHING ON EVERYONE'S LIPS THESE DAYS. THERE ARE SPECIFIC RULES FOR THOSE CORRIDORS, AND SPECIFICALLY AS YOU LOOK AT THE 3-MILE LENGTH OF THAT CORRIDOR, WE KNOW THAT THE TYPICAL PERSON WILL WALK ABOUT 1500-FOOT TO A STOP. AND SO WHEN YOU LOOK AT THE -- KIND OF THE TYPICAL WALKING RELATIONSHIPS OF A CORRIDOR AND ASSUME THERE COULD BE ANY NUMBER OF TRANSIT OPTIONS, OF COURSE PROBABLY THE MOST EXPENSIVE WOULD BE A TROLLEY ON A TRAIN TRACK AND PROBABLY THE LEAST OF THE EXPENSES MAY BE ACTUALLY A BUS RAPID TRANSIT SYSTEM ON ONE OF THE OUTSIDE LANES, STILL IT MEANS THAT FUNDAMENTALLY PEOPLE ARE ONLY GOING TO WALK A CERTAIN DISTANCE TO THAT. SO ONE OF THE KEY FACTORS

OF TRANSIT ALONG THAT CORRIDOR IS TO MAKE SURE YOU HAVE THE TYPE OF INTENSITY YOU NEED TO MAKE THE TRANSIT SYSTEM WORK AND GET PEOPLE THERE THAT THEY ARE NOT WALKING A HALF MILE OR A QUARTER OF A HIGHLY OR..... MILE OR A MILE TO A FUNCTION. TRANSIT WILL BECOME THE DRIVER OF DEVELOPMENT AND DEVELOPMENT BECOMES THE DRIVER OF TRANSIT. RIGHT NOW THERE'S A BUS THAT GOES UP AND DOWN THERE. I'M ALWAYS AMAZED EVERY BUS STOP HAS PEOPLE STANDING AT IT NOW. WE FUNDAMENTALLY BELIEVE THE RIGHT CARS ARE GOING TO BE A PARTED OF IT, BUT WE HAVE A FEELING THAT THE CITIES THAT ARE GOING TO DO THE BEST IN THE FUTURE ARE THOSE WITH THE HIGHEST SUSTAINABLE TRANSIT SYSTEMS THAT IS ACCESSIBLE TO THE LARGEST NUMBERS OF PEOPLE IN THE TOWN. AND WE'VE BEEN WORKING WITH THIS NOT ONLY FOR THESE WHAT WE CALL THE LINE HAUL SYSTEMS, BUT WE'VE BEEN ALSO WORKING WITH WHAT'S CALLED ON DEMAND TRANSIT FOR PEOPLE TOO FAR AWAY TO GET TO THE TRANSIT STOPS THAT GET THEM TO THE TRANSIT STOPS SO THEY CAN GET TO WORK OR SCHOOL OR CHURCH. SO IT'S REALLY A CULMINATION OF WALKING, WHERE THE LINE HAULS AND SUPPLEMENTAL TRANSPORTATION IS A DIGITAL FORM OF ON DEMAND TRANSIT TO BE ABLE TO ASSURE PEOPLE GET THERE. THE STOPS BECOME A CRITICAL LOCATION. THEY MAY BE SUCH THINGS AS DAY CARE FACILITIES. THOSE STOPS BECOME VERY IMPORTANT AS PART OF THE OVERALL FUTURE OF THE COMMUNITY NOW AND FOR INSTANCE WE THINK VERY CRITICALLY IN THE FUTURE THERE'S GOING TO BE NO -- ANYTHING THAT'S ON, NEAR OR AROUND TRANSIT IS GOING TO DO VERY WELL BOTH FROM A LIFESTYLE QUALITY AND FROM THE FINANCIAL QUALITY.

Mayor Wynn: THANK YOU. I JUST HAVE ANOTHER QUESTION. IT'S RELATIVELY EXCITING AND EASY FOR A LOT OF PEOPLE TO LOOK AT THE VISUALS AND THE GRAPHICS AND EVEN THE SCHEMATIC PLANS ABOUT, YOU KNOW, MOVING A STRIP CENTER THAT'S 200 FEET OFF A PROPERTY LINE UP TO THE PROPERTY LINE CREATING MORE OF THE PEDESTRIAN ENVIRONMENT ALONG A STREETScape. BUT SO MUCH OF THIS OBVIOUS VISUAL FOCUS IS ABOVE GROUND. CAN YOU GIVE ME A LITTLE EXAMPLE OF YOUR EXPERIENCE WHEN IT

COMES TO ALL THE STUFF YOU DON'T SEE LIKE HOW WE WOULD GO ABOUT ANALYZING EXISTING INFRASTRUCTURE UNDERGROUND AND WHAT THE BIG IMPACT FINANCIALLY OR OTHERWISE THAT WOULD HAVE JUST SORT OF ARBITRARILY SHOWING DIFFERENT LAND USES WITHOUT TAKING INTO ACCOUNT ALL THE INFRASTRUCTURE FOLKS DON'T SEE AND, OF COURSE, THE BIG COST THAT CAN BE INVOLVED WITH THAT KIND OF ADJUSTMENT.

WE WOULD LIKE A. NELESSEN TO GO FIRST.

FOR INFRASTRUCTURE, I THINK WE NEED TO LOOK -- WE HAVE SOLDIERS ON.....ENGINEERS ON STAFF THAT LOOK THE THE CURRENT SERVABILITY OF YOUR EXISTING SYSTEMS AND HOW THOSE WORK WITH THAT AND ALSO WHERE THE LOCATIONS ARE ON THOSE.

.....AND POSSIBLY LOOK AT THE ABILITY TO RELOCATE ANY OF THOSE LINES IN REGARDS TO THAT AND ALSO LOOK AT WHAT YOUR EXISTING LINES AND SERVICES CAN SERVE FOR THAT DEVELOPMENT. SO WE WOULD DEFINITELY LOOK AT YOUR EXISTING SYSTEMS THAT YOU HAVE IN PLACE AND WHAT YOUR CAPACITY OF YOUR LINES FOR THAT IN REGARDS TO THE SYSTEMS. BUT I KNOW TONY HAS WORKED WITH SOME OTHER PLANS WITH B.W.R. IN OUR CURRENT OVERLAND PARK PLANS AND SOME OF OUR EXISTING SYSTEMS HAVE BEEN TRADITIONALLY UNDER EXISTING TREES AND SIDEWALKS AND ACTUALLY LOOKING AT MAYBE THE POSSIBILITY OF RELOCATING THOSE WITHIN RIGHT OF WAYS AND ROADS SO THEY ARE EASILY ACCESSIBLE IN THE FUTURE FOR CONTINUING MAINTENANCE AS WELL AS SERVING THE DEVELOPMENTS THAT THEY ARE -- TO NOT HAVE SUCH LARGE SETBACKS AND, LIKE YOU SAID, TO BRING THE BUILDINGS UP. BUT AGAIN, INFRASTRUCTURE IS IMPORTANT FOR THAT.

A FEW POINTS TO YOUR QUESTION, MAYOR. FIRST OF ALL, ONE WOULD BE A SIGNIFICANT AMOUNT OF THE UTILITIES HAVE BEEN REPLACED SINCE 1973, ALTHOUGH THERE ARE OTHER LARGE UTILITY LINES THAT DO NEED ATTENTION, AND OBVIOUSLY AGING INFRASTRUCTURE IN AMERICA HAS COME TO THE FOREFRONT OF A LOT OF HEADLINES AND OBVIOUSLY NEEDS TO BE ADDRESSED. DEVELOPMENTS IN

AREAS LIKE THESE WITH PROPER PLANNING EFFORTS TO ALLOW US TO OPPORTUNITY TO DEVELOP FUNDING MECHANISMS WHETHER IT BE THROUGH T.I.F.s OR WORKING WITH THE DEVELOPERS TO HELP ASSIST IN PROVIDING SOME UTILITY -- PROVIDING FOR SOME OF THE UTILITY COSTS, WE -- OUR EXPERIENCE WITH THE COMMERCIAL DESIGN STANDARDS IN AUSTIN, WE UNDERSTAND THAT -- WE KNOW WHEN A NEW PROJECT COMES FORWARD, UTILITIES, WE HAVE TO HANDLE THEM DIFFERENTLY THAN WE DID BEFORE. WE HAVE ZONES SET ASIDE SPECIFICALLY FOR PEDESTRIAN AREAS AND A LOT OF TIMES THE UTILITIES IN AUSTIN ARE RIGHT IN THE MIDDLE OF THOSE AND SO WE HAVE CERTAIN SETBACKS WE HAVE TO ADHERE TO TO ALLOW FOR US TO WORK WITH THE EXISTING INFRASTRUCTURE, BUT THERE'S SO MANY LARGE ACRE DEVELOPMENTS EAST OF GROVE AVENUE OR EAST OF A.C.C. THAT ARE COMPLETELY WIDE OPEN THAT WE'RE GOING TO SEE CYCLES OF CHANGE WHERE YOU HAVE AREAS THAT WERE BUILT IN THE '70s AND '80s WILL HAVE TO RESPOND TO INFRASTRUCTURE THERE IN ONE WAY, AREAS BUILT IN THE MID '90s AROUND PLEASANT VALLEY, A DIFFERENT SET OF STREET SCRAPES TO RESPOND TO. BUT BEYOND THAT AREA TOWARDS I-35, THERE'S SOME FRESH START OPPORTUNITY THAT CAN SET A STANDARD FOR THE REST OF THE CORRIDOR.

ONE ADDITIONAL COMMENT, WE JUST DID A BIG ONE IN OVERLAND PARK, A 9-MILE QUARTER AND THAT WAS ONE OF THE BIG ISSUES, WHAT'S THE INFRASTRUCTURE IMPROVEMENTS GOING TO COST, AND IT WAS REALLY INTERESTING THAT BY INCORPORATING A LOT OF THE NEW GREENER TECHNOLOGIES, THERE ACTUALLY WAS A REDUCTION ON BOTH SIDES AND IMPACT AND THAT BECAME AN INSTRUMENTAL NUMBER AND QUITE FRANKLY WE'RE MAKING THE ENGINEERS WORK THROUGH THAT NUMBER FOR US. BUT THE ANTICIPATED SAVINGS THERE SEEMS TO BE PRETTY BIG AT THIS STAGE OF THE GAME. SO THAT'S SOMETHING THAT'S A WHOLE NEW ELEMENT OF INFRASTRUCTURE WHICH IS NOW BEING LOOKED AT AS PART OF THE PLAN, AND ALSO WE'RE VERY MUCH THINKING ABOUT THE IDEA AND PERHAPS IT WAS SAID BEFORE OF CREATING THESE KIND OF BOX CULVERTS INTO WHICH

MANY THINGS CAN GO AS OPPOSED TO MANY SEPARATE LINES. OR CERTAIN THINGS CAN AND CANNOT GO IN THOSE. WAYS IN WHICH A SIDEWALK TOP COULD BE REMOVED AND ALL OF IT BECOMES A SUPERFICIAL ENT WAY TO DEAL WITH WIRES AND INFRASTRUCTURE WHICH WE KNOW WILL CONTINUE TO GROW OVER TIME. THOSE TWO THINGS HAVE BEEN INSTRUMENTAL IN THE NEW ENGINEERING DESIGN WORK.

Mayor Wynn: COUNCILMEMBER McCracken.

McCracken: WELL, I THINK FIRST I WOULD JUST SAY THERE'S CLARITY FROM BOTH SIDES. ONE OF THE EXPLICIT PURPOSES WE'RE DOING THIS IS THAT, AS THE MAYOR HAS CALLED FOR, WE ARE EMBARKING ON DOING A RAIL LINE FROM THE AIRPORT INTO DOWNTOWN TO CONNECT THE AIRPORT DOWN EAST RIVERSIDE INTO DOWNTOWN, CONNECT OUR MEDICAL CENTERS. THIS IS GOING TO BE A RAIL CORRIDOR, IT'S GOING TO BE A RAIL CORRIDOR. WE WANT THE DENSITIES TO SUPPORT IT AND WE NEED A TEAM THAT HAS FUNDAMENTALLY THE BEST EXPERIENCE ON DEALING WITH THE ROADWAY THAT HAS A VERY WIDE RIGHT-OF-WAY AND HAS NOT -- IN FACT, IT'S NOT JUST THE LENGTH THAT MAKES UP THE RIGHT-OF-WAY. ONE OF THE INCREDIBLE OPPORTUNITIES ABOUT EAST RIVERSIDE IT APPEARS ALL LIKELIHOOD YOU COULD HAVE A RAIL LINE EACH WAY AND NOT TAKE AWAY A SINGLE SQUARE INCH OF EXISTING LANES OF TRAFFIC, ALTHOUGH IT WILL LIKELY HAVE TO BE RECONFIGURED. TO BUILD ON THAT, YOU ALL EACH DESCRIBE YOUR EXPERIENCE AND VISION AS IT COMES TO DEALING WITH THE ENGINEERING ISSUES, THE INFRASTRUCTURE ISSUES ASSOCIATED WITH RAIL -- RAIL PLANNING AND ROADWAY REALIGNMENTS SO THAT THIS BECOMES A FULLY REALIZED GREAT URBAN GREAT WAY INTO THE CITY OF AUSTIN BUT MEETS ALL THE PRACTICAL STANDPOINTS OF ACCOMMODATING RAIL LINES AND DEALING WITH INFRASTRUCTURE ASSOCIATED WITH THAT.

CASABELLA WILL GO FIRST.

COUNCILMEMBER McCracken, YOU ARE EXACTLY RIGHT IN THE OPPORTUNITY THAT RIVERSIDE HAS THAT MAYBE OTHER CORRIDORS IN OUR CITY DOES NOT HAVE.

RIVERSIDE CORRIDOR HAS A RIGHT-OF-WAY THAT RANGES BETWEEN 120 TO 150 FEET. THAT'S CONSIDERABLE OPPORTUNITY TO WORK THE KIND OF TRANSIT TECHNOLOGIES THAT WE'RE DISCUSSING. AND I THINK ROBERT WOULD PROBABLY BE ABLE TO ADD FURTHER TO THAT.

THANK YOU, COUNCILMEMBER McCracken. WHEN....WHEN THIS COMMUNITY SAID THEY WERE INTERESTED IN CONNECTING DOWNTOWN TO THE AIRPORT, WE WERE VERY INTERESTED. P.B. AMERICAS IS UNDER A CONTRIBUTE.....CONTRACT TO CAPITAL METRO. AN ANALYSIS LOOKING AT A TECHNOLOGY CALLED STREET CAR. I'D LIKE TO PROPOSE THAT IT'S REALLY A LIGHT, LIGHT RAIL, IF YOU WILL.

ULTRA LIGHT RAIL.

IT'S NOT THE VEHICLE, IT'S HOW YOU USE THE VEHICLE AND THAT'S WHAT'S NEAT ABOUT THIS CORRIDOR BECAUSE YOU CAN USE THAT SAME TECHNOLOGY IN DOWNTOWN WHERE IT'S COLLECTING AND DISTRIBUTING PATRONS IN ITS STREET CAR MODE. AS YOU MOVE OUT INTO EAST RIVERSIDE, START TO RUN IT WITH PERHAPS FEWER STOPS, ENCOURAGING DEVELOPMENT AT SPECIFIC STATIONS. OBVIOUSLY THE MAJOR CROSS STREETS ALONG THIS CORRIDOR PRESENT THEMSELVES AS VERY ABOUT MOLS..... MODALN A VERY SIMPLE WAY TO DESCRIBE IT YOU WOULD ADD A LANE ON THE INSIDE AND -- RATHER ADD THE LANE ON THE OUTSIDE SO THAT YOU INIES THE CAPACITY AND RESTRICT THE LANE ON THE INSIDE FOR TRANSIT AND IN THIS CASE A RAIL TECHNOLOGY. THAT WOULD GIVE YOU THE OPPORTUNITY TO RELANDSCAPE THE MIDDLE OR THE CENTER OF THIS CORRIDOR AND MAKE IT VERY PEDESTRIAN FRIENDLY STREET AS WELL AS A RAIL FRIENDLY STREET. ONE OF THE CONCERNS OUT HERE OBVIOUSLY IS THE PEDESTRIAN ACCIDENTS OR THE INABILITY FOR PEDESTRIANS TO SAFELY CROSS THIS CORRIDOR. ONE OF THE REASONS BEING THE BLOCKS ARE SO LONG. AS YOU REDESIGN THAT STREET, YOU CAN BUILD IN THOSE PEDESTRIAN OPPORTUNITIES TO GET TO NEW STATIONS. FOR INSTANCE, THAT COULD EASILY BE IN THE CENTER. I THINK THIS CORRIDOR ALSO PRESENTS SOME INTERESTING

THINGS RELATIVE TO THE TECHNOLOGY ISSUE, THERE'S STILL VERY LARGE PARCELS ON THE EAST SIDE OF THIS CORE DO THAT COULD LEND THEMSELVES TO THINGS LIKE REMOTE PARKING FOR AIRPORT EMPLOYEES, EXTENDING THE REACH OF THE AIRPORT AND THEREFORE GIVING YOU ACCESS POTENTIALLY TO AIRPORT FUNDS TO PAY FOR A PART OF THIS. THERE'S ALSO INTERESTING IDEAS THAT AS WE KNOW TEXAS DEPARTMENT OF TRANSPORTATION IS BUSY BUILDING A NEW INTERCHANGE AT 183 AND 71. THAT GIVES YOU A OPPORTUNITY TO BUILD THIS CONCEPT INTO THEIR PROJECT AND PERHAPS LOOK TO THE TOLL CONCEPT OR SOME OTHER INNOVATIVE FUNDING IN THEIR TERMINOLOGY TO HELP PAY FOR PART OF THE RAIL PROJECT. I THINK THIS CORRIDOR IN PARTICULAR BECAUSE IT IS AN OLDER CORRIDOR BUT RIPE FOR REDEVELOPMENT GIVES THIS COMMUNITY A PALLET ON WHICH TO DEVELOP A VERY INTERESTING AND VERY DIFFERENT CONCEPT IN TERMS OF RAIL USING SOME FAMILIAR TECHNOLOGIES THAT ARE ALREADY BIMENT..... BUILT INTO THE EVOLVING SYSTEM.

WHEN WE FIRST STARTED WITH RAIL IN THE EXTENSION OF THE MAC SYSTEM IN PORTLAND, THAT WAS REALLY THE FIRST. WE HAD BUILT A SMALL SECTION AND WE WERE INVOLVED WITH THE PLANNING OF THE EXTENSION OF THE MAC INCLUDING THE NEW URBANISM PIECES WHICH CONNECTED IT THROUGH A WHOLE SERIES OF BASIC CORRIDORS. THAT WAS REALLY OUR FIRST EXPERIENCE WITH THE BEGINNINGS OF LIGHT RAIL. WE HAVE BEEN EXTENSIVELY INVOLVED MOST RECENTLY WITH THE STREET CAR OR LIGHT RAIL SYSTEM IN THE PEACH TREE CORRIDOR IN ATLANTA. THAT'S VERY DIFFERENT BECAUSE IT'S A VERY NARROW ONE AND IT PARALLELS THE MARTA SYSTEM. WE WERE PART OF THAT PRELIMINARY WORK. NOW, WE WEREN'T PART OF THE ENGINEERING BECAUSE AN ENGINEERING CONTRACT FOR THIS IS SEVERAL MILLION DOLLAR. BUT THE PRELIMINARIES FOR IT, WE ARE NOW JUST FINISHED THE 9-MILE CORRIDOR IN OVERLAND PARK, KANSAS, AND THIS IS ONE THAT'S GOING TO GO IN THE CENTER OF THE STREET AS WELL AND THIS IS A STREET THAT HAS VARIOUS SECTIONS. SOME OF IT IS THROUGH OLDER RESIDENTIAL AREAS WHICH ARE FOUR LANES WIDE

AND SOME OF IT WE HAVE RIGHT-OF-WAYS UP TO 200 FEET WIDE WITH A BOULEVARD DOWN THE MIDDLE. AGAIN, THE SAME ISSUES APPLY. HOW DO YOU GET IT WHERE IT STOPS, HOW DO YOU GET THE PEDESTRIAN LINKAGE TO THESE PARTICULAR STOPS. BUT IT BECAME PART OF THE OVERALL FRAMEWORK OF THE PLAN INCLUDING A STREET SECTION TYPOLOGY, THE STATION LOCATIONS, THE NODES WE TALKED ABOUT. THEN THERE'S THE OTHER OPPORTUNITIES OBVIOUSLY [INAUDIBLE] DUE TO SOME OF THESE THINGS AS PARK AND RIDE. THESE ARE THE ISSUES THAT HAVE TO COME OUT AS PART OF THE PUBLIC VISIONING PROCESS. MOST RECENTLY WE'VE BEEN INVOLVED WITH A WHOLE SERIES OF THOSE THINGS IN JERSEY CITY. JERSEY CITY IS THE FIRST TO BUILD A LIGHT RAIL SYSTEM THROUGH IT AND IT HAS GENERATED BILLIONS OF DOLLARS OF DEVELOPMENT OFF THEIR LIGHT RAIL SYSTEM AND WE'RE STILL IN THE PROCESS OF DOING NOT ONLY EXTENSIONS TO THAT SYSTEM SO WE'RE FINISH AGO MAJOR PROJECT FOR HONEYWELL, WHICH IS AN EXTENSION OF A LIGHT RAIL SYSTEM INTO THIS NEW DEVELOPMENT SO WE'VE BEEN INVOLVED AT MULTIPLE STAGES, BUT WE HAVE TYPICALLY AFTER WE'RE FINISHED WITH IT THERE'S A DETAIL ENGINEERING CONTRACT LET FOR THE NEXT PRELIMINARY STAGES OF DESIGN AND A CONSTRUCTION PHASE OF DESIGN AND THEN ET CETERA, ET CETERA. BUT WE'VE BEEN ABLE TO TAKE IT TO THE POINT OF IT IS NOW A POSSIBILITY AND I THINK ONE OF THE SMALLEST ONES I'M MOST PROUD OF IS IN LITTLE ROCK, ARKANSAS. IT'S ONLY TWO MILES LONG, BUT IT CONNECTS TWO SIDES OF THE RIVER AND IT'S A TROLLEY, A STREET CAR TROLLEY SYSTEM, AND IT REALLY HAS FOR THE FIRST TIME UNITED TWO PIECES OF THAT CITY TOGETHER. AND I'M VERY PROUD OF THAT LITTLE ONE. SO WE'VE DONE LITTLE ONES AND BIG ONES, BUT WE ARE NOT THE ENGINEERING FIRM. WE WILL PUT THE IDEA FORTH, WE WILL CREATE THE PLANS FOR IT AND THEN IT HAS TO GO OUT TO HEAVY DUTY ENGINEERING FOR FINAL FEASIBILITY.

McCracken: IF YOU ARE NOT GOING TO BE ABLE TO DO -- WE HAVE TO COME UP -- HAVE A PLAN THAT REPRESENTS AN ACHIEFABLE REALISTIC PLAN. TELL US IF YOU ARE NOT GOING TO DO THE ENGINEERING HOW -- I MEAN WHAT ARE WE GOING TO GET IN TERMS OF THIS THAT WILL BE USEFUL

FOR US AND REALIGN THE ROADWAY PERHAPS GOING TO A BOND ELECTION MAJOR CON FIGURES RAITION OF LIGHT RAIL.

TYPICALLY WE WILL CREATE THE STREET SECTIONS TAKEN STREET PLANS ONE END TO THE OTHER SO IT WILL BE A THREE-MILE DRAWING THAT WILL SHOW PRECISELY WITH..... WHERE IT WILL BE LOCATED, WHERE THE STATIONS WILL BE LOCATED, WHERE THE RIGHT-OF-WAYS AND THE STREET CROSSINGS AND THAT'S BEGINNING OF TYPICALLY THE FIRST PHASE OF THAT PARTICULAR PLAN.

McCracken: DO YOU ALL -- ARE YOU -- DO YOU ENVISION GETTING US SOMETHING THAT IS GOING TO HAVE A MORE FINE GRAINED ANALYSIS RELATING TO UTILITIES AND STREET CHANGES THAT WOULD GIVE US THE BEGINNINGS AS A IMPLEMENTABLE PLAN FROM AN ENGINEERING STANDPOINT FOR ROAD ALIGNMENT AND RAIL ADDITION?

THE ENGINEERING COME OPPONENT HERE IN AUSTIN THEY WILL BE ASSESSING AS FAR AS A FINAL ENGINEERING REPORT. I THINK BOB COULD SPEAK TO THAT BETTER.

McCracken: GIVE US AT WHAT LEVEL OF DETAIL WHEN WE GET FROM YOU?

ONE OF THE KEY THINGS IS MAPPING WHAT IS ALREADY THERE AND WE ALREADY HAVE A NUMBER OF RESOURCES 20 WORK WITH THE CITY TO DO THAT. STEVE SAID MANY OF THE EXISTING UTILITIES PRE-DATE 1970 SO PART OF OUR EFFORT SHOULD BE TO EVALUATE WHAT UTILITIES NEED TO BE REPLACED OR UNGRADED TO FACILITATE NEW DEVELOPMENT BECAUSE THAT'S ONE OF THE BEST CATALYST INVESTMENTS A COMMUNITY CAN CONSIDER IS MAKING UTILITY INVESTMENTS TO ALLOW HIGHER DENSITY OR NEW DEVELOPMENTS TO OCCUR. BECAUSE IF YOU TRANSFER THE BULK OF THOSE COSTS TO THAT NEW DEVELOPMENT, THAT'S ANOTHER HURDLE THEY HAVE TO OVERCOME. SO THERE'S A VARIETY OF THINGS WE THINK WE SHOULD DO. IN TERMS OF THE STREET, I THINK IT'S IMPORTANT WHEN WE TALK CROSS SECTIONS, WHEN WE TALK POSSIBILITIES TO THE COMMUNITY TO MAKE SURE THAT WHAT WE PUT OUT THERE IS AN ATAKENNABLE VISION

BECAUSE IF WE DON'T, IT BREEDS DISTRUST I THINK OF THE CITY LONG TERM. AND THAT'S WHERE IT GETS JUST BEYOND THIS CORRIDOR. EVERY TIME -- I'VE BEEN PART OF CITY GOVERNMENT BEFORE AND EVERY TIME YOU GO OUT AND YOU TALK TO THE COMMUNITY ABOUT OPTIONS, THEY ARE EVALUATING YOU AS TO THE NEXT TIME YOU ARE OUT IN FRONT OF THEM SO IT'S IMPORTANT THAT WHATEVER OPTIONS OR CROSS-SECTIONS OR THINGS WE MIGHT PUT OUT THERE ARE BUILDABLE AND VIABLE. SO ABSOLUTELY, YES.

AND I THINK AS A BALANCE TO THAT, WE WORK WITH B.W.R. ON SEVERAL PROJECTS AND ONE INCLUDES A TRANSIT SYSTEM. THEY ARE A HUGE ENGINEERING FIRM. THEY HAVE A PRESENCE HERE, THEY HAVE A BIG PRESENCE IN TEXAS, A BIG PRESENCE IN KANSAS CITY WHERE THEIR HOME OFFICE AND THAT'S THE REASON WHY THEY ARE ON THE TEAM AND ONE OF THE REASONS WHY WE WANTED THEM TO TEAM WAS THAT OF THEIR EXPERIENCE IN DEALING WITH THESE KINDS OF ISSUES. AND PARTICULARLY I WILL TELL YOU HAVING JUST NOT YET COMPLETED THE OVERLAND PARK PROJECT, IT WAS A HUGE, HUGE AMOUNT OF TRAFFIC FOR THAT ROAD UP AND DOWN AND TWO-WAY INTERCHANGES BOTH DIRECTIONS, TO DO THE GEE METRICS OF A 9-MILE CORRIDOR WAS PART OF THE VISION PLAN AND IT HAD TO BE SOMETHING THAT WORKED AND WE WORKED WITH THE CITY AND THE CITY'S ENGINEERS AND P.B. -- I MEAN WITH B.W.R. AND THERE WERE SEVERAL OTHER DEVELOPERS WHO BROUGHT THEIR ENGINEERS AND TRAFFIC ENGINEERS INTO THE PROCESS. THEY WANTED A SAY IN THE PROCESS TOO. THEY WANTED INTERSECTION AT CERTAIN POINTS AND WHAT HAVE YOU. SO YEAH, WE HAVE BEEN INVOLVED WITH IT AND IT'S CRITICAL WHATEVER VISION IS DONE IS REAL.

McCracken: A FINAL QUESTION AND THAT IS THE -- THE CHALLENGE -- I THINK I'M VERY INTRIGUED BY SOMETHING YOU BROUGHT UP WITH THE OPPORTUNITY FOR GREEN INFRASTRUCTURE. AND ALSO FOR BOX CULVERTS. AND I GUESS FOR EACH OF YOU COULD YOU DESCRIBE HOW YOU WOULD ENVISION FITTING ECOLOGICAL FUNCTIONS AND GREEN INFRASTRUCTURE INTO THE URBAN FORM. EXPOUND AND YOU SPEAK TO THE BOX CULVERTS WHICH SOUNDS VERY INTRIGUING BECAUSE A CHALLENGE WILL BE, FOR

INSTANCE, IDENTIFYING WHERE WOULD YOU HAVE THE PARK SYSTEM. ONE OF THE INCREDIBLE OPPORTUNITIES OF EAST RIVERSIDE IS IF YOU COULD ACTUALLY HAVE PEDESTRIAN ACCESS TO LADY BIRD LAKE BUCKETS THAT WILL REQUIRE SOME PART OF IT NOT GETTING DEVELOPED AND SO HOW DO YOU CREATE A REALISTIC PLAN IN WHICH SOMEBODY'S LAND IS USED FOR A PARK. SO LET'S SPEAK TO THAT, THE GREEN INFRASTRUCTURE.

IT'S CASABELLA'S TURN TO GO FIRST.

FIRST OF ALL, AS PROJECT MANAGER FOR THIS TEAM AND ARCHITECT, I'LL ALSO BE THE LEAD PROFESSIONAL SO I PRACTICE IN GREEN DESIGN, I ORGANIZE OUR TEAMS FOR OUR PROJECTS TO ACCOMPLISH LEAD GOALS. WE'RE WORKING ON A LEAD HOTEL IN SAN ANTONIO WHICH WILL BE HOLIDAY INN'S FIRST. BUT AS IT RELATES TO THE RIVERSIDE CORRIDOR, THE COUNTRY CLUB CREEK AS IT WINDS NEXT TO LONGHORN LANDING IS AN INCREDIBLE OPPORTUNITY TO CONNECT PEDESTRIANS TO THE FUTURE, TO THE SPORTS COMPLEX ON PLEASANT VALLEY. WITH THE RIGHT-OF-WAY WE HAVE, WE HAVE OPPORTUNITIES TO DRAIN WATER DIFFERENTLY THAN WE WOULD IN OTHER PLACES. AND I THINK TIM FRANKE WITH -- WHO IS ALSO ON OUR TEAM COULD DO THAT.

THANKS. ONE OF THE THINGS THAT'S REALLY INTERESTING ABOUT THIS POSSIBILITY OR THE POSSIBILITIES SURROUNDING THIS CORRIDOR IS USING PARK LAND AND OPEN SPACE AS CONNECTIVITY TO THE SURROUNDING NEIGHBORHOODS TO THE CORRIDOR ITSELF. AND OBVIOUSLY THE CITY HAS A GREAT NUMBER OF STANDARDS AND IDEAS ABOUT HOW TO TREAT ENVIRONMENTAL CONDITIONS, SURFACE STORM WATER MANAGEMENT, I WOULD THINK, WOULD BE ONE OF THE CRITICAL PIECES OF INFRASTRUCTURE THAT WE WOULD WANT TO WEAVE TOGETHER WITH THESE TRANSPORTATION IMPROVEMENTS THAT ARE BEING PROPOSED, AND AS WE'VE ALREADY SAID, OUR TEAM HAS A GOOD HISTORY OF WORKING TOGETHER FROM AN ENGINEERING STANDPOINT AND URBAN DESIGN AND ARCHITECTURE STANDPOINT TO USE THESE GREEN ELEMENTS TO CREATE THE CONNECTIVITY. IF YOU DON'T CREATE THE CONNECT TOIFT SURROUNDING

NEIGHBORHOODS, WE BELIEVE THIS WILL FAIL. IT IS ONE OF THE CRITICAL CORNERSTONES TO THE ENTIRE PROJECT.

McCracken: PART OF THE QUESTION WAS IN TERMS OF GREEN INFRASTRUCTURE APPROACHES AND ALSO THE CONCEPT OF BOX CULVERTS AND YOUR EXPERIENCE AND HOW YOU WOULD ENVISION THAT DEALING WITH UTILITIES.

UNDERGROUNDING WILL BE A BIG ISSUE.

THE BOX CULVERT IDEA, AND I BELIEVE WHAT YOU ARE TALKING ABOUT IS ACTUALLY UTILIDORS OR UTILITY CORRIDORS. THESE CAN BE BUILT UNDER SIDEWALKS SOMETIMES, AGAIN SO THEY ARE EASY TO GET TO WITH REMOVABLE TOPS, FOR LACK OF A BETTER WORD. I'M SORRY. AND THE IDEA IS THAT YOU FIT ALL OF YOUR UTILITIES IN THERE AND THAT WORKS GREAT FOR DRAINAGE COMMUNICATIONS. WE KNOW THERE IS FIBER OBJECT TIM IN THIS CORRIDOR, ET CETERA. WHERE IT STARTS TO BREAK DOWN IS WHEN YOU GET TO THE ELECTRICITY BECAUSE YOU NEED TO COOL THAT ELECTRICITY AND AS THE VOLTAGE GETS HIGHER YOU NEED TO ADD MORE AND MORE COOLING TECHNOLOGIES TO THOSE AND IT CAN BECOME EXPENSIVE. I THINK THE REAL QUESTION WITH UTILITY CORE DORTION OF..... CORRIDORS OF THAT NATURE IS WHO PAYS FOR IT. IS THAT A PUBLIC INVESTMENT OR IS THAT A PRIVATE UTILITY INVESTMENT? OBVIOUSLY THE WHOLE COSTS MORE THAN THE PARTS AND SO A PRIVATE UTILITY IS GOING TO LOOK AT THAT AND SAY HEY, I CAN MICRO TUNNEL AND REPLACE MY FIBEROPTIC FAIRLY CHEAPLY, YOU ARE WANTING ME TO BUY INTO A UTILITY CORRIDOR. IT COMES DOWN TO WHAT'S THE PUBLIC POLICY REGARDING HOW WE'RE GOING TO PROVIDE THOSE CORRIDORS, IF THAT'S A VIABLE OPTION. THERE'S OTHER UNIQUE WAYS TO HIDE THE UTILITIES. THE IDEAS OF BRINGINGALYS IN AND USING THE ALLEYS FOR UTILITY CORRIDORS. EVEN IF THEIR AERIAL, MOST PEOPLE FORGET THE TELEPHONE LINES ARE THERE AS LONG AS THEY ARE HIDDEN BEHIND THE BUILDINGS. SO I THINK THERE'S A VARIETY OF THINGS THAT NEED TO BE THOUGHT ABOUT. THERE IS ALSO A HIGH POWER LINE THAT CUTS THROUGH THIS CORRIDOR AND THAT PROBABLY CAN'T BE PUT INTO A UTILITY CORRIDOR WITHOUT VERY LARGE

EXPENSE. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS] WHETHER IT IS A PART OF THE LANDSCAPING PLAN ITSELF, WE'VE DONE THIS FOR THE FEDERAL RESERVE BUILDING IN ATLANTA AND CREATED A PARK IN THE FRONT OF THAT PICK BUILDING. WE HAVE FOUND THAT OTHER AREAS WHERE WE HAVE ACTUALLY SET BUILDINGS BACK AND THE DEVELOPERS FOUND THAT THE IDEA OF SETTING IT BACK FOR BOTH EITHER A PARK OFF A PLAZA WAS ACTUALLY A SIGNIFICANT ADVANTAGE TO THEIR PARTICULAR BUSINESS AS AN ACTUAL PUBLIC SPACE ITSELF. THE PARKS HAVE GOT TO BECOME PARTS OF THE -- URBAN PARKS HAVE GOT TO BE PART OF THE DESIGN, AND BUILDING CONFIGURATION, BUT WE ALSO THINK THAT THE WHOLE NOTION OF TREES LINING THE STREETS, THAT REALLY THE TREES ARE DOUBLE LINES OF TREES, AN EXTENSION OF PARKS INTO THE COMMUNITY, SO WE REALLY BELIEVE VERY STRONGLY THAT THE WHOLE THING SHOULD BE AN INTERCONNECTED SET OF TREES AND ESSENTIALLY PARK-LIKE SETTINGS, AND OF COURSE THAT LINKS INTO THE NATURAL AREAS WHERE IF IT IS POSITIVABLE TO CONNECT WITH EXISTING NATURAL AREAS DO YOU THAT. AT THE END YOU PULL OFF AN OVERLAY THAT HAS A CONTINUOUS NETWORK OF GREEN FROM ONE END OF THE CORRIDOR TO THE NEXT END OF THE CORRIDOR AND PART OF THAT IS SIDEWALKS, AND AS MANY UTILITIES UNDERNEATH SIDEWALKS AS POSSIBLE AND TRY TO GIVE US AS MUCH POSSIBILITY TO PLANT, YOU KNOW, SINGLE, DOUBLE ROWS OF TREES ALONG THERE, WE CAN DO THAT BETTER AND CON EXPECT THAT TOGETHER SO THE WHOLE CORRIDOR HAS KIND OF A PARK-LIKE LOOK TO IT. WE KNOW THAT LOOKING AT THE CORRIDOR THERE ARE CERTAIN AREAS WE SUSPECT THAT PEOPLE, WHEN WE GO THROUGH THE PROCESS, WILL NOT WANT ANY DEVELOPMENT THERE, FOR INSTANCE THERE MAY BE CERTAIN PLACES WHERE THE NEIGHBORHOODS ARE TOO CLOSE AND THESE ARE ISSUES WE NEED TO REALLY FIND OUT. I EXPECT THAT MIGHT BE THE PLACES FOR A PARK LANDSCAPE TO OCCUR WITH THE CONTINUITY. BUT BRAINSTORMING ALREADY SOME POSSIBILITIES IS WHAT HAPPENS IF THE WHOLE CORRIDOR BECAME A LINEAR PARK WITH SOMETHING IN THE BACK, EIGHT OR NINE OR TEN POSSIBLE COMBINATIONS ALONG THAT CORRIDOR WITH GREENS AND PARKS AND OPEN

SPACES AND TRANSIT AND ESPECIALLY BECAUSE IT VARIES, IT NARROWS AT SOME PLACES AND SOME PLACES IT IS HUGE, ALMOST A PARK IN THE MIDDLE OF THE STREET RIGHT NOW. SO I THINK THE OPPORTUNITY FOR GREEN SPACE AND OPEN SPACE ALONG THAT CORRIDOR AND THE 3 MILLION OR SO PEOPLE THAT HAVE GONE THROUGH THE PROCESS WITH US, THE VERY BEST WAY TO CREATE THE MOST DESIRABLE PLACES TO LIVE IS INTEGRATE GREEN, TREES AND PARKS AND FLOWERS, IT IS BY FAR THE SINGLE MOST SALIENT SALES FACTOR THAT WE'VE FOUND TO MAKE A PLACE PALATABLE AND INCREASE THE QUALITY OF LIFE.

I WILL MAKE A COMMENT, I THINK IT, FOR WHICH EVER, BOTH EXCELLENT TEAMS HAVE PRESENTED TO US, WE ACTUALLY HAVE A GREAT DEAL OF DENSE DEVELOPMENT THAT HAS BEEN APPROVED AND IS IN THE EARLY DEVELOPMENT STAGES SO I THINK WE HAVE A UNIQUE OPPORTUNITY HERE IN THAT WE DON'T REALLY NEED CATALYST PROJECTS, PARTICULARLY FOR THE PORTION WEST OF PLEASANT VALLEY. EAST OF PLEASANT VALLEY WE PROBABLY DO NEED CATALYST PROJECTS, BUT THING THE STAKEHOLDER COMMUNITY INVOLVES THE NEIGHBOR ADJACENT TO THE CORRIDOR, BUT THIS IS THE COMMUNITY'S GATEWAY CORRIDOR SO I THINK THE BROADER COMMUNITY HAS OWNERSHIP AND IS THE RIGHTFUL STAKEHOLDER. THERE MAY BE TIMES WE HAVE TO RESOLVE TENSIONS BETWEEN THE FACT THIS IS THE ENTIRE CITY'S ROADWAY, VERSES, YOU KNOW, AND THERE ARE FAIR BALANCES, BUT IT IS IMPORTANT TO BE MINDFUL THERE ARE STAKE HOLDERS RIGHT THERE ON THE PLOT, BUT ALSO THE BROADER COMMUNITY. THEN I THINK ALSO, A THING WE HAVE LEARNED, AND WE ARE GOING TO NEED MANAGEMENT'S HELP ON THIS, IS THAT WHERE WE HAD PROBLEMS IN THE PAST, THAT OUR UTILITIES AND PUBLIC WORKS DEPARTMENT, HAVE SOMETIMES, WE NEED TO MAKE SURE THEY ARE IN SINK TO ACHIEVE THE VISION SO -- IN SYNC SO WE HAVE BROKEN PRACTICES IN THE STAY NEED TO BE FIXED BE A WE ARE LOOKING FOR YOU TO HELP US FIX THEM. WE WILL HAVE THINGS LIKE THE 7th STREET CORRIDOR WHERE WE END UP WITH FIVE-FOOT SIDEWALKS THAT MEANDERED WHERE WE HAD UTILITY LINES BECAUSE OUR UTILITY SAID WE DON'T WANT TO MOVE OUR UTILITY

LINES. THAT IS NOT THE CREDIT CARD ANSWER ON -- NOT THE CORRECT ANSWER ON THIS PLAN. THE CORRECT ANSWER IS TO WORK WITH TO YOU ACHIEVE THE PLAN BECAUSE THIS IS AN IMPORTANT PROJECT AND IMPORTANT LEARN PROCESS OF HOW TO DO THIS CREDIT CARDLY IN THE FUTURE. I PECK EXPECT THIS WILL INVOLVE POTENTIALLY A COMPLETE RETHINKING OF WHERE THE ASPHALT IS. THIS COULD BE A MAJOR CHANGE. THE BOND ELECTION, BUT NOT TOO CONSTRAINED IN YOUR VISION WHERE BY THE LINES OF AS YOU FAULT CURRENTLY RUN ON EAST RIVERSIDE. THERE IS 120, 150-FOOT OF RIGHT OF WAY, YOU MAY FIND THAT THE ROADWAY HAS TO CHANGE, MAY SHIFT OVER ENTIRELY IN PLACES. WE WANT YOU ALL TO GIVE US THE WAY TO DO IT RIGHT BECAUSE THIS IS A GENERATIONAL DEFINING PROJECT OF HOW REDOING A MASSIVELY UNDER POTENTIALIZED AND IMPORTANT ROADWAY IN OUR CITY. AND FINALLY, ALSO THIS, COUNCIL HAS APPROVED A FEW PROJECTS ALREADY THAT GO UP TO 110 FEET IN HEIGHT. OR 120. CHANGE IS THE MAXIMUM LIMIT WE WOULD LIKELY GO BECAUSE WE HAVE A VISION IF THAT AREA OF SIGNIFICANT DENSITIES, TO SUPPORT RAIL, SO BE AWARE OF THAT, AND ANYWAY, BLESS YOU, BUT THERE IS A GREAT OPPORTUNITY HERE, AND WE APPRECIATE IT.

I WILL TELL YOU, IT IS, IN THINKING ABOUT WHAT YOU JUST SAID, WE HAD TO GO THROUGH EXACT SAME THING WITH THE PUBLIC WORKS FOLKS AND OVERLAND PARK. IT WAS THE FIRST COUPLE MEETINGS WERE A LITTLE BIT ROUGH BUT AFTER A WHILE IT BECAME FAIRLY CLEAR IT WAS IN EVERYBODY'S BEST INTEREST TO BE ABLE TO THINK ABOUT THESE KIND OF STANDARDS AND ONCE IT BECAME FAIRLY CLEAR, THAT TO ACHIEVE THE VISION THAT THE FOLKS REALLY WANTED THAT CORRIDOR TO BECOME, THING HAS TO CHANGE. THEY COULDN'T STAY THE WAY THEY WERE, AND THAT BECAME THE CATALYST AND NOW THE RELATIONSHIPS WERE GREAT BUT TYPICALLY WAS VERY IMPORTANT TO PRESENT DESIGN STANDARDS, SECTIONS, VERY CLEAR ENGINEERING SECTIONS AS TO WHAT IT WAS, AND WHAT WE WERE LOOKING FOR, AND WHAT THE STANDARD WOULD BE, AND WE ANTICIPATE THAT THAT WOULD BEGIN TO HAPPEN, BUT WHAT THIS CORRIDOR OFFERS, OF COURSE IS EXTRAORDINARY OPPORTUNITY. I

MEAN, IT HAS GOT SOME PHENOMENAL POSSIBILITIES, AND IT HAS GOT SOME PHENOMENAL CONSTRAINTS. ONE OF THE THINGS I WILL SAY WE REALLY HAVE BEEN THINKING SERIOUSLY ABOUT EXTENDING THIS OUT TO DO A, KIND OF AN INTERNET REACH OUT, BECAUSE IT IS NOT JUST THE GATEWAY FOR THE FOLKS ALONG THAT CORRIDOR, IT ISRAL GATEWAY TO THE ENTIRE CITY PUT THIS PROCESS ON THE NET SO WE CAN GET A LOT MORE PEOPLE'S VISION OF WHAT IT COULD POSSIBLY BE.

WOULD YOU LIKE TO COMMENT?

COUNCIL MEMBER, YOUR COMMENTS WITH REGARDS TO THE COORDINATION OF PROVISION OF UTILITIES, THIS PAST SUMMER I HAD THE HONOR OF SITTING ON A DESIGN JURY AUSTIN ENERGY LOOKING AS A STUDENT DESIGN COMPETITION, A&M, UT AND OTHER UNIVERSITIES WERE PRESENT, BUT LOOKING AT THE FORESTRY IMPACT OF OUR TREE-TRIMMING PRACTICE BUT SITTING IN THOSE MEETINGS LOOKING AT STRATEGY AFTER STRATEGY AND ALL OF THEM VERY EXPENSIVE FOR THE MOST PART, THE CLEAR ANSWER WAS IF YOU ARE LOOKING FOR A SILVER BULLET IT IS INCREASED COORDINATION WITH THE UTILITY DEPARTMENT THAT WHEN YOU TEAR UP A ROAD DO MORE THAN ONE THING, AND THAT IS HOW WE CAN BEST SPEND OUR MONEY.

WHEN WE DID THAT, IT WAS PHENOMENAL SUCCESS. GREAT JOB. BUT WE STILL HAD ABOVE-GROUND TILL TELLS AND THE SIDEWALKS TOO SO GREAT SUCCESSES BUT WHAT YOU'VE IDENTIFYVARIOUS UTILITIES ALL NEED TO WORK TOGETHER. WE HAVE VERY TALENTED PEOPLE AND BROKEN PROCESSES, AND WE COME HERE SAYING WE NEED TO FIX THEM.

FURTHER QUESTION, COUNCIL MEMBER KIM.

KIM: I HAVE A FEW QUESTIONS, THIS CORRIDOR IS UNIQUE IN OUR CITY, AND THAT IS AN INTERNATIONAL GATEWAY, HIGH IMGRANT POPULATION AND A LOT OF FAMILIES, WORKING CLASS FAMILIES, A LOT OF MULTIFAMILY PROPERTIES THAT ARE RENTAL AND CONVERTED AND REACHING THE END OF THEIR USE LIFE, 30 TO 40 YEAR, BEING CONVERTED INTO ONE, TWO-BEDROOM CONDOS THAT WERE NOT FAMILY

SIZED AT ALL. SO I'M WONDERING, WHAT IS YOUR EXPERIENCE IN WORKING WITH IMMIGRANT COMMUNITIES?

WELL, THAT IS PROBABLY, 25 YEARS AGO I WENT TO THE SUPREME COURT IN THE STATE OF NEW JERSEY TO TESTIFY ON THE MOUNT LAUREL TO SAY ANY DEVELOPMENT IN NEW JERSEY HAD TO PROVIDE LOW INCOME DEVELOPMENTS THAN IS CONSISTENT WITH ALMOST EVERY PROJECT WE'VE DONE. HERE, THAT IS NOT A LAW, BUT WE UNDERSTAND THERE IS A DIVERSITY OF INCOME IN COMMUNITIES THAT HAVE TO BE ACCOMMODATED NOW AND IN THE FUTURE. WE HAVE BEEN WORKING WITH THIS NOW FROM SOME COMMUNITIES OF SERIOUS ABJECT POVERTY IN EAST TRENTON TO KENTUCKY AND EVEN IN THE AREAS WE JUST WORK HAD HAD IN KANSAS AND THE IDEA OF PROVIDING HOUSING AT THAT LEVEL REALLY IS AN IMPORTANT PART OF THE MISSION WE TYPICALLY PUT FORTH. IN FACT, WE HAD A LONG DISCUSSION ABOUT THIS LAST NIGHT WITH THE TEAM THAT SAYS THAT IF WE DO THAT, THAT IS ONE OF THE THINGS WE RECOMMEND, A CERTAIN PERCENTAGE OF LOW AND MODERATE INCOME HOUSING BUILT IN THE CONTEXT OF WHATEVER GETS BUILT HERE, AND WE WOULD PROBABLY SERIOUSLY CONSIDER THAT AND PROPOSE THAT AS ONE OF THE POSSIBLE OPTIONS. THE OVER ELEMENTS IS THAT THINGS WERE GETTING OLDER AND SOME OF THIS HOUSING GETS OLDER IT GOES THROUGH A CONTINUED SERIES OF DETERIORATED STAGES, AND IT GETS USED OVER AND OVER AGAIN SO WHAT HAPPENS WHEN THAT STUFF STARTS TO BECOME BACK ON THE MARKET, AND WHAT IS THE POLICY THAT YOU BEGIN TO GENERATE FROM THAT AND THESE ARE REPLACEMENT HOUSING AS THE MARKET TAKES IT OVER. AND WE WOULD LIKE TO DRAW AS PART OF OUR PLANS CONSISTLY, WHAT DO WE SEE NOW, AND WE ALSO KNOW THIS PLAN IS NOT GOING TO BE ONE YEAR TWO YEARS OR FIVE YEARS. TYPICALLY, OUR PLANS ARE USUALLY SCALED SOME PLACE OVER A 30 YEAR PERIOD OF TIME SO YOU SEE THERE IS THINGS THAT CAN HAPPEN IN THE FIRST YEAR AND FIEF YEAR AND TENTH YEAR AND YOU MAKE SOME PREDICTIONS HOW THAT IS GOING TO GO AND PART OF THAT IS DEALING WITH THIS CONTINUED PRESSURE, AND WE THINK THERE IS GOING TO BE EVEN CONTINUED PRESSURE ON IT AS ENERGY PRICES CONTINUE

TO GO UP SO THAT WILL BECOME EVEN A BIGGER FACTOR. NOW, IF TRANSIT HAPPENS HERE AND FOLKS HAVE ACTIVE TRANSIT, THEN -- ACCESS TO TRANSIT AND THEN JOB IT IS MAKES THIS A MORE DESIRABLE CORRIDOR FOR BOTH INCOME GROUPS SO WE WOULD LIKE VERY MUCH TO SAY THAT A HEALTHY COMMUNITY IS A DIVERSE COMMUNITY, THAT IS WHAT WE FUNNILY BELIEVE AND HAVE BEEN KNOWN -- FUNDAMENTALLY BELIEVE AND THAT IS WHAT WE'VE BEEN KNOWN TO ACCOMMODATE IN THE PLAN FOR THE FUTURE.

I THINK YOUR QUESTION IS A VERY IMPORTANT ONE. THE PART ABOUT THE DIVERSITY AND THE IMMIGRANTS AND IN AUSTIN, WHEN YOU DO A MASTER PLAN, THERE ARE RULES THAT YOU NEED TO FOLLOW BECAUSE SOME ARE TRIED AND TRUE, BUT THIS PROJECT, YOU KNOW, IS SPECIAL BECAUSE THERE IS SUCH A GREAT HISPANIC COMMUNITY INVOLVEMENT, AS WELL AS THE UNIVERSITY STUDENTS, BUT THIS IS A STRONG HISPANIC COMMUNITY. A LOT OF THEM DON'T HAVE INTERNET AND SO THE OUT REACH TO THESE PEOPLE AND THE UNDERSTANDING OF WHERE THEY COME FROM IS VERY, VERY IMPORTANT. YOU KNOW, OUR FIRM HAS BEEN INVOLVED IN EAST AUSTIN PROJECTS FOR THE LAST 18 YEARS, OUR MOST IMPORTANT PROJECT RELATING TO IMMIGRANTS, THE EBUSINESS POLL MISSION THAT IS BUSTING -- EPISCOPOL NATION IS BUSTING AT THE SEEMS NOW. WE DID THAT ABOUT FOUR YEARS AGO. IN ADDITION, WE DID LOW-INCOME HOUSING FOR THE CITY OF AUSTIN, THE SKIP THREE PROJECT WAS A GREAT SUCCESS, 43 HOUSES. WE GOT INTO BIG DISCUSSIONS WITH STAFF ABOUT WHAT WAS GOING TO GO INTO THESE HOUSES AND MAKE THEM SUCCESSFUL, THERE ARE STAFF MEMBERS SAYING WE WILL AIR-CONDITION THESE HOUSES AND DON'T HAVE TO WORRY ABOUT THE WINDOWS, BUT THEY CAN'T AFFORD AIR-CONDITIONING MOST TIME, THE PLACEMENT WAS IMPORTANT TO OPEN THE WINDOWS AND GET CROSS VENTILATION AND BE ABLE TO LIVE AFFORDABLY. I THINK IT GOES WOULD WANT SAYING THAT CASA BELL ARCHITECTS HAS THAT EXPERIENCE NOT ONLY IN AUSTIN BUT THIS EAST AUSTIN I'M HALF MEXICANS, HALF OF MY FAMILY COMES FROM MEXICO. MY WIFE IS MEXICANS, I HAVE A VERY STRONG RELATIONSHIP WITH THE HISPANIC COMMUNITY, AND I THINK THAT IS VERY IMPORTANT IN THIS PARTICULAR

PROJECT.

KIM: THANK YOU. ONE OTHER THING ABOUT THIS CORRIDOR IS THERE A LOT OF PAD SIZED DRIVE-THRU RESTAURANTS, AND IF WE ARE TALKING ABOUT RAIL AND SIDEWALKS, IT IS REALLY CAR ORIENTED RIGHT NOW AND SO SINCE YOU HAVE DIFFERENT PROPERTY OWNERS THAT HAVE PAD SITES, WHAT DO YOU DO DO IN THAT SITUATION?

ACTUALLY, WE WILL HAVE CASABELLA TO ANSWER THIS QUESTION FIRST.

THE NEW COMMERCIAL DESIGN STANDARDS WE'VE BEEN WORKING WITH FOR THE LAST YEAR SPECIFICALLY LOOKS AT PAD SITES IN A DIFFERENT LIGHT AND REQUIRES PROPERTY OWNERS TO HANDLE THE SITE PLACEMENT OF BUILDINGS IN A DIFFERENT MANNER THAN WE'VE HAD BEFORE AND OTHER BUILDINGS ON RIVER SIDE DIDN'T HAVE THOSE RULES APPLIED TO THEM, BUT AS WE MOVE THE BUILDINGS UP TO THE STREET, PROJECT BY PROJECT, THERE WILL BE A SLOW TRANSITION. A LOT OF TIMES WE WILL SEE BUILDING AND PEOPLE SAY THAT LOOKS SILLY Y IS THERE PARKING IN THE BACK, BUT IT TAKES TIME TO MAKE THOSE CHANGES. IN SOME CASES WHERE WE HAVE LARGE ACRE PARCELS, WE CAN MAKE WHOLESAL OPPORTUNITIES FOR CHANGE FOR BETTERMENT OF WALKING COMMUNITIES ARE REALLY THERE BUT THE SMALL PAD SITES, IF THERE IS A SUBSTANTIAL RENOVATION TO THE PROPERTY, THEN HOW WE LOOK AT THE AUTOMOBILE AND ITS INTERACTION WITH THE STREET AND THE PEDESTRIAN, IT WILL GET MOVED TO THE SIDE, IT WILL GET MOVED TO THE BACK, AND WE WILL START TO HAVE A DIFFERENT IMPRESSION OF OUR STREET SCAPE, AND I THINK WE WILL ALL APPRECIATE IT A LITTLE BIT MORE. THERE ARE MORE COSTS ASSOCIATED WITH THAT, BUT AT THE SAME TIME YOU ARE CREATING MORE LONG-TERM VALUE FOR BOTH THE BUSINESS OWNER AS WELL AS THE CITY.

WE'VE HAD BOTH THE 130 CORRIDOR WHICH WAS A 15-MILE CORRIDOR AND THE CURRENT ONE AND THE PARK HAD CERTAIN AREAS OF EXACTLY THE SAME CONDITION WE'VE HAD HERE, AND WE TRIED A REALLY UNIQUE APPROACH TO THIS PARTICULAR ONE, KNOWING IT IS CRITICAL IN TERMS

OF WHERE THE TRANSIT STOP S. FOR INSTANCE, IF YOU WIND UP WITH A TRANSIT STOP CLOSE TO, IT HAS GREATER VALUE, THAT BEING ONE. THE SECOND THING IS WE DID, WE LOOKED AT EVERY PROPERTY LINE AND DEFINITION OF THEIR ACTUAL AREAS ITSELF, AND WHAT THEY OWNED, AND WE CREATED LITERALLY A NETWORK OF STREETS THAT WOULD ESSENTIALLY BISECT THE TWO PROPERTY LINES WITHOUT GOING THROUGH NEW ANY BUILDINGS TO START TO CREATE THIS NETWORK OF STREETS SO THAT OVER A PERIOD OF TIME THAT THE NETWORK OF STREETS WOULD BECOME THE GUIDING ELEMENT IN TERMS OF HOW THEY COULD OR SHOULD MOVE THEIR BUSINESS. NOW, THEY CAN KEEP IT THERE AS LONG AS THEY WANT UNTIL THERE IS SUCH A POINT THERE STARTS TO BE THIS PRESSURE YOU GOIN CHANGE AND WHEN WE CHANGE THE NETWORK OF STREETS IS THERE TO CHANGE. NOW THE GUIDANCE THAT PULL UP TO THE STREET, THAT IS GOOD BUT WHAT HAPPENS ON THE SECONDARY STREETS IN THE BACK OF IT AND WHAT HAPPENS TO THE STREETS PERPENDICULAR TO IT, WHAT WE'VE FOUND AFTER SIX OR SEVEN MONTHS OF STUDY IN THIS AND OTHER CORRIDORS IS CREATING THIS NETWORK OF STREETS ON TOP OF THE SYSTEM CREATES THIS INCENTIVE TO CONSIDER ALTERNATIVES FOR THE FUTURE, AND WE GOT REALLY POSITIVE RESPONSES BECAUSE THEY SAY OKAY, I CAN STAY HERE, YOU ARE NOT GOING TO TAKE MY BUSINESS ABSOLUTELY, BUT I CAN PULL UP AND NOT ONLY CAN I DO A BUILDING NOW, I CAN ACTUALLY DO A BUILDING OF THREE STORIES OR FOUR STORIES WITH MY BUSINESS IN THE BOTTOM OF IT AND IT BECAME PART OF AN EDUCATION EFFORT BUT THE STREET SYSTEM INEVITABLY BECAME THE STRUCTURE ON TO WHICH THE PAD SITE COST ACOME INDICT MEET THE NEW DESIGN STANDARDS -- ACCOMMODATE THE NEW DESIGN STANDARDS.

MAYOR WYNN: FURTHER COMMENTS, QUESTIONS?

CAN I MAKE ONE RESPONSE, PLEASE?

MAYOR WYNN: NO, SIR, LET ME SEE IF I CAN GET QUESTIONS OR COMMENTS FROM THE COUNCIL FIRST. THOUGHT, COUNCIL? SO PERHAPS A CONCLUDING STATEMENT.

I JUST WANTED TO ACTUALLY GO BACK TO YOUR POINT ABOUT ESSENTIALLY HOW YOU DEAL WITH AN IMMIGRANT COMMUNITY AND PARTICULARLY WITH ALL THE CHANGES THAT UNDOUBTEDLY WILL OCCUR WITH REDEVELOPMENT AND IT IS REALLY CLEAR THAT REDEVELOPMENT WILL OCCUR WITH THIS TRANSIT CORRIDOR. ONE 67 THE THINGS WE WERE SUCCESSFUL WITH IN NORTH ST. LOUIS DEALING WITH MULTIPLE NEIGHBORHOODS WAS TO INFUSE THE SUCCESSES WE ARE SEEING IN SUBURBAN AREAS NAMELY AS AN EXAMPLE A RESEARCH INSTITUTE LIKE MONSANTO, THEY WERE WILLING TO PLACE A PLANT SCIENCE CENTER WITHIN THE NEIGHBORHOODS WE WERE WORKING IN AND USE THE PLANT SCIENTISTS TO WORK WITH LOCAL SCHOOLS ON A WEEKLY BASIS AS INSTRUCTORS, AND IT IS THAT KIND OF LEVERAGE THAT WE ARE LOOKING FOR IN TERMS OF PLANNING, BECAUSE THERE ARE THOUSANDS MUCH POSSIBILITIES IN TERMS OF THE PHYSICAL STRUCTURE THAT THIS CORRIDOR COULD TAKE ON. BUT AT THE END OF THE DAY YOU HAVE TO REALIZE THERE IS THIS EXISTING POPULATION, AND I THINK ONE OF THE KEY OBSERVATIONS THAT OUR TEAM HAS MADE IS THAT WE NEED TO THINK OUTSIDE OF THE PROVERBIAL BOX IN ORDER TO SERVE THAT EXISTING POPULATION AND GOIN BRING RESOURCES AND INSTITUTIONAL CONDITIONS INTO THIS CORRIDOR THAT WILL SUPPORT THEM LONG INTO THE FUTURE.

MAYOR WYNN: THANK YOU, SIR. ANY FURTHER QUESTIONS, COMMENTS?

MAKE A CLOSING STATEMENT?

MAYOR WYNN: WELL, WAS THERE A FORMAT FOR ANY TYPE OF CLOSING STATEMENT OR WAS THAT OUR --

CHANGE WOULD BE GREAT TO ALLOW EACH CONSULTANT TEAM TO HAVE A CLOSING STATEMENT AND THEN AFTER THAT, IT'S THE DECISION OF THE COUNCIL, DISCRETION OF THE COUNCIL WHERE TO GO NEXT, WHETHER YOU WANT TO MAKE A DECISION TODAY AT THIS TIME OR WHETHER YOU WANT TO SOAK IT IN, THINK ABOUT IT, AND COME BACK NEXT MEETING AND MAKE A DECISION AT THAT TIME. THAT IS AT

YOUR DISCRETION.

MAYOR WYNN: PERHAPS, IF YOU DON'T MIND, COUNCIL, HOW ABOUT A ONE 3-MINUTE CLOSING STATEMENT BY EACH TEAM. TONY.

A FEW, THERE ARE A FEW OPPORTUNITIES THAT YOU GET IN A LIFETIME TO BE ABLE TO MAKE A BIG DIFFERENCE, AND I THINK THAT THIS, THE REASON WHY WE ANSWERED THIS INITIALLY WAS THAT WE THOUGHT HERE IS A REAL POSSIBILITY OF DOING SOMETHING QUITE EXTRAORDINARY IN A PRETTY EXTRAORDINARY CITY. THE FACT THAT THERE IS NO FRANCHISE FOLKS AT THE AIRPORT THAT YOU HAVE THE CACHET ABOUT THIS TOWN IS REALLY IMPORTANT AND THE FIRST THING WE WANT TO DO IS IN KNOWING THE TOWN VERY WELL, TELLING ME THIS IS A PROJECT THAT WOULD BE PERFECT FOR US, THIS TOWN IS PERFECT FOR WHAT THIS IS, IT WILL ALLOW THIS KIND OF INNOVATION, THEY ARE MOVING TOWARDS LEVELS OF SUSTAINABILITY THAN IS SOMETHING WE SHOULD BECOME PART OF AND THAT IS WHY WE DID IT. WE DO NOT COMMIT OURSELVESES TO MANY PROJECTS, WE ARE NOT A BIG ORGANIZATION, BUT WE COMMIT ABSOLUTELY OUR CLIENTS AND ONLY TAKE THREE OR FOUR CLIENTS ON A YEAR, THIS IS A JOB WE WOULD REALLY LIKE TO HAVE AND THE TEAM WOULD LIKE TO HAVE. I THINK I'VE GOT THE BEST TEAM TO DO THIS JOB, AND WE WILL BE HERE TO DO THIS JOB FOR YOU. MY NOTION IS THAT WE'VE GOT A GREAT TEAM, YOU GUYS HAVE GOT A FABULOUS CITY, AND WE WOULD VERY MUCH LIKE TO BE PART OF IT AND WE THINK DOOR HAS EXTRAORDINARY OPPORTUNITIES, AND AS I SAID, WITH THE FUTURE AS IT IS NOT QUITE NOW, WE WOULD REALLY LIKE TO BE PART OF THIS SUSTAINABLE AUSTIN FUTURE. WYNN THANK YOU, TONY. STEVE.

THE OPPORTUNITY THAT OUR TEAM HAS SEEN IN THIS EAST RIVERSIDE CORRIDOR PLANNING PROCESS THAT WE ARE INCREDIBLY EXCITED AT RESPONDING TO, IT IS AS, TONY SAID, INCREDIBLY UNIQUE FOR THE CITY OF AUSTIN AS IT MOVES FORWARD. TO THINK ABOUT A DEFINING GATEWAY BETWEEN THE AIRPORT, AND DOWNTOWN IS ANY VISITOR OR RESIDENT TO THIS TOWN COMES HERE, MANY CHOOSE THAT ROUTE AND I'VE OFTEN THINK ABOUT WHAT COULD

THIS PLACE BE 20 YEARS FROM NOW, 30 YEARS FROM NOW. THERE IS A LOT OF PROUD RESIDENTS OF THAT COMMUNITY WHO WOULD LOVE TO SEE AYE ADDITIONAL INVESTMENT IN THE INFRASTRUCTURE OF THAT AREA TO IMPROVE THEIR QUALITY OF LIFE, TO PROVIDE ADDITIONAL OPPORTUNITIES FOR EXPANDED TRANSPORTATION OPTIONS, AND THE RIVER SIDE CORRIDO HAVING A LEVEL OF MOMENTUM TO HAVE THOSE TRANSIT OPTIONS IS REALLY EXCITING AND TO BE AT FORE FRONT OF THAT WE ARE EXCITED TO BRING TOGETHER A TEAM THAT HAS ALL WORKED TODAY, HAS WORKED ON THE TOD PLANNING PROCESS AND CAN CONTINUE TO WORK WITH THE AUSTIN COMMUNITY ON ANOTHER SUCCESSFUL PLAN, AND WE THANK YOU FOR YOUR TIME TODAY.

MAYOR WYNN: THANK YOU, STEVE. COUNCIL MEMBERS, THOUGHTS? COUNCIL MEMBER, KIM.

WHY ARE WE WAITING.

MAYOR WYNN: LET'S HAVE THAT DISCUSSION. THERE IS A THOUGHT ON THE DAIS TO ABSORB THE INFORMATION IN THE PRESENTATION FOR SOME PERIOD OF TIME, MAYBE JUST A WEEK, CERTAINLY NO MORE THAN THE NEXT OR LAST MEETING OF THE YEAR TWO WEEKS FROM NOW, BUT AGAIN, WE ARE POSTED FOR ACTION SO WE COULD CHOOSE A TEAM THIS EVENING. ITEM NUMBER 26. WE HAVE AN ITEM POSTED FOR AUTHORIZING NEGOTIATION AND EXECUTION OF A TEAM, OR WE COULD TAKE THIS INTO CONSIDERATION, PERHAPS EVEN POST BOTH THESE PRESENTATIONS ON OUR WEB SITE, AND POST FOR ACTION ONLY, NO PRESENTATION AND/OR NEED FOR FOLKS TO TRAVEL.

I JUST WONDER IF THERE ARE ANY COUNCIL MEMBERS UNDECIDED NOW, BUT I THINK I'M READY TO MAKE A DECISION. ARE THERE ANY -- IF SOMEONE NEEDS AN EXTRA WEEK TO THINK ABOUT IT.

MAYOR, I WILL SAY I THINK IT WOULD BE HELPFUL FOR ME, I WOULD LIKE TO HEAR MY COLLEAGUE'S OBSERVATIONS. JUST COUNCIL MEMBER COLE, AND I TALKING HERE PICKED UP DIFFERENT THINGS HALF IN OUR HEARING OF IT AND JUST A BRIEFING WE'VE GOTTEN FROM STAFF DURING THE

WEEK IT COULD BE THIS WEEK OR NEXT WEEK THAT WE WILL HAVE IT POSTED BOTH WEEKS.

MAYOR WYNN: PROCEDURALLY, WHY DON'T COUNCIL MEMBER McCracken moves that we not take action, postpone action for one week to December 6, 2007. Second by Council member Cole so let's vote on we will wait a week and if that vote fails we will take a motion for which team. So motion and second on the table to postpone action and take action only a week from now with no other presentation or hearing. Further comments?

I will say this, if we want to defer action for a couple of hours and talk during the 5:30 break, maybe that is appropriate too. I would like to hear from my colleagues individually and I know we all would and get a sense because members have heard different, picked up on different things from two outstanding presentations so maybe table this until after 6:00.

I liked your idea, and I'm prepared to wait a week.

OKAY. [LAUGHTER]

MAYOR WYNN: ESPECIALLY IF WE TAKE UP AN ITEM THEM CLOSED SESSION.

MAYOR, I GUESS THE ONLY CONVERSATION I WOULD LIKE TO THROW OUT THERE IN WAITING ANOTHER WEEK IS THAT OBVIOUSLY ONE FIRM IS FROM NEW JERSEY, ONE FIRM IS FROM AUSTIN, I WOULD SUBMIT THE NEW JERSEY FIRM WOULD PROBABLY RATHER SIT HERE ANOTHER COUPLE HOURS OPPOSED TO WAITING TO COME BACK NEXT WEEK AND SIT HERE ALL DAY AGAIN.

MAYOR WYNN: MY THOUGHT ABOUT THAT, MY PERSPECTIVE IF THAT DIE NAPM SICK WHY WE SIMPLY TAKE ACTION NEXT WEEK AND NO NEED FOR ADDITIONAL K&A PRESENTATION, MY STRONG SUSPICION IS TEAM MEMBERS WOULDN'T NEED TO BE THEIR HAVE, YOU KNOW, AN ITEM AWARDED TO THEM, AND TAKE STAFF SOME PERIOD OF TIME TO NEGOTIATE AND

EXECUTE THE ACTUAL PROFESSIONAL SERVICES AGREEMENT. BUT I WILL BE RESPECTFUL OF THE WILL OF THE COUNSEL .

THANK YOU.

MAYOR WYNN: I THINK THIS IS OBVIOUSLY THE TEAMS HAVE ALREADY, AS HAS STAFF, PUT IN A LOT OF TIME AND EFFORT SO THIS ISN'T LIKE THERE IS A LOT OF THOUGHT GIVEN TO THE PRESENTATIONS ALREADY, I JUST HATE TO HAVE THE APPEARANCE OF THIS SEEMINGLY, SEEMS TO BE RUSHED KNOWING WHAT A BIG DEAL THIS WILL BE FOR THE LONG-TERM FUTURE PART OF TOWN.

MAYOR, I HAVE A SUGGESTION THEN. TO FURTHER SPLIT THE BABY HERE, IS WHY DON'T WE JUST, AFTER THE 5:30 BREAK, WE CAN DECIDE WHETHER TO VOTE ON THIS MOTION TO TAKE UP NEXT WEEK OR NOT BECAUSE I'M HEARING CONFLICTING THINGS FROM MY TWO COLLEAGUES ON EACH SIDE TOO WYNN OKAY, FOLKS WE GREATLY APPRECIATE THE PRESENTATION, OBVIOUSLY THEY ARE HIGHLY QUALIFIED PROFESSIONALS AND TEAMS ON BOTH SIDES, AND WE WILL TABLE ACTION ON THIS ITEM UNTIL AFTER OUR 5:30 BRAKES FOR LIVE MUSIC AND PROCLAMATIONS. THANK YOU ALL VERY MUCH.

THANK YOU.

MAYOR WYNN: OKAY, SO COUNCIL THAT TAKES US TO OUR ZONING CASES. WE HAVE A NUMBER OF THEM LINED UP ALREADY.

WELCOME MR. GUERNSEY.

THANK YOU, I WILL BE WALKING THROUGH THE 4:00 ZONING AND COVENANT ITEMS WHERE THE PUBLIC HEARINGS HAVE BEEN CLOSED. THE FIRST ITEM I WILL OFFER IS ITEM NUMBER 64. THIS IS CASE C14-2007-0049. THE PALM SQUARE, LOCATED AT 6004 WEBERVILLE ROAD, A ZONING REQUEST FROM GENERAL COMMERCIAL SERVICES-CONDITIONAL OVERLAY- NEIGHBORHOOD PLAN CS-CO-NP COMBINING DISTRICT ZONING TO GENERAL COMMERCIAL SERVICE, MIXED USE, CONDITIONAL OVERLAY, NEIGHBORHOOD PLAN

CS-CO-NP COMBINING DISTRICT ZONING FOR TRACT 1; AND COMMERCIAL-LIQUOR SALES-CONDITIONAL OVERLAY-NEIGHBORHOOD PLAN CS-1-CO-NP COMBINING DISTRICT ZONING FOR TRACTS TWO AND 3. MAYOR, DID READ IN MIXED USE FOR BOTH OF THOSE, THAT BASS AN OVERSIGHT ON OUR PART BUT THAT NEEDS TO INDICATE MIXED USE ON BOTH OF THOSE. WE DID CHECK THE PETITION SUBMITTED AT THE LAST MEETING WHEN THIS ITEM CAME UP, IT NOW STANDS AT 7.4% SO IT IS NOT A VALID PET WOULD REQUIRE 3/4 MAJORITY VOTE 6 THE CITY COUNCIL TO OVER RIGHT. THERE WAS A PETITION SUBMITTED BY THE DAY CARE ACROSSED THE STREET OF CONCERNED PARENT THAT HAD AT LEAST 26 SIGNATURES IN OPPOSITION. ITEM NUMBER 65, WE HAVE AN APPLICANTS REQUEST FOR A POSTPONEMENT OF THIS ITEM, BUT I'VE SPOKEN WITH THE NEIGHBORHOOD AND WITH REGARD TO THIS POSTPONEMENT, AND THEY WOULD LIKE YOU TO TAKE ACTION TONIGHT SO ITEM NUMBER 65, MAYOR IS A DISCUSSION POSTPONEMENT ITEM. ITEM NUMBER 66, C14-2007-0123 11701. JOLLYVILLE ROAD APPROVE 11701 JOLLYVILLE ROAD WALNUT CREEK WATERSHED FROM SINGLE- FAMILY RESIDENCE-STANDARD LOT SF-2 DISTRICT ZONING TO LIMITED OFFICE-MIXED USE-CONDITIONAL OVERLAY LO-MU-CO COMBINING DISTRICT ZONING. INTEREST WAS A NAME REMOVED FROM THE PETITION THAT MAKES IT NO LONGER VALID FOR THE REQUIREMENT OF 3/4 MAJORITY VOTE SO THIS IS READY FOR SECOND AND THIRD READINGS. YOU HAVE 64 AND 65 READY FOR CONSENT APPROVAL, 66 I MEAN, AND 65 IS A DISCUSSION POSTPONEMENT AT THIS TIME. BOTH THE APPLICANT, REPRESENTATIVES THEIR SPEAK TO THE POSTPONEMENT REQUESTS AND A NEIGHBORHOOD PERSON THAT WOULD LIKE TO SPEAK IN OPPOSITION TO THE POSTPONEMENT REQUEST IN ITEM NUMBER 65.

THANK YOU MR. GUERNSEY. SO WHERE WE HAVE CLOSED THE PUBLIC HEARING WOULD BE TO APPROVE ON SECOND AND THIRD READING ITEMS 64 AND 66. I WILL THERE TAKEN THAT MOTION.

I WILL MOVE APPROVAL.

MAYOR WYNN: MOTION MADE BY COUNCIL MEMBER LEFFINGWELL. FURTHER COMMENTS? HEARING NONE, ALL

THOSE IN FAVOR, PLEASE SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF 5-0 WITH COUNCIL MEMBERS KIM AND MARTINEZ OFF THE DAIS. COUNCIL, QUICK DISCUSSION ON THE POSTPONEMENT REQUEST, ITEM NUMBER 65.

THIS IS THE PROPERTY LOCATED AT 3608 AND 3706 CLAWSON ROAD, CASE NUMBER C14-2007-0067. CLAWSON APPROVE SECONDTHIRD READINGS OF AN ORDINANCE WE HAVE A VALID PETITION AGAINST THIS ITEM, STANDS AT 38% SO IF YOU WERE TO APPROVE THIS ON SECOND AND THIRD READING IT WOULDRY YEAR SIX OUT 6 SEVEN AFFIRMATIVE VOTES TO OVERRIDE THE PETITION. I BELIEVE RICHARD SUTTLE WILL COME UP TO SPEAK ON BEHALF OF THE PROPERTY OWNER IN REGARDS TO THE POSTPONEMENT REQUEST.

MAYOR WYNN: GOOD EVENING, MR. SETTLE.

I'M HERE ON BEHALF OF THE OWNERS OF THIS PROJECT, AS BACKGROUND THIS IS THE CASE THAT WENT BEFORE YOU ON FIRST READING A FEE WEEKS AGO FOR THE MF ZONING AT A CERTAIN DENSITY. SINCE THAT TIME, WE HAVE TALKED TO VARIOUS STAFF MEMBER, YOUR STAFF AND THE NEIGHBORS, AND THEY ARE STILL, WE ARE STILL APART ON THE NUMBER OF UNITS THAT EVERYBODY THINKS MIGHT BE APPROPRIATE ON THIS SITE. WE HAD OFFERED UP MANY PUBLIC BENEFITS AS PART OF THE DENSITY ISSUE THAT WE HAD TALKED ABOUT AT THE, THAT WAS CAPPED BY TRIPS, BUT WE ARE STILL NOT THERE ON AN AGREED NUMBER OF UNITS. AT THIS POINT, RATHER THAN FORCE THE ISSUE TONIGHT, BECAUSE THIS TRACT HAS ON BOTH SIDES MULTIFAMILY ZONING AT A HIGHER DENSITY THAN WHAT WE ARE ASKING FOR, WE WOULD STILL LIKE SOME TIME TO TRY TO WORK ON THE NUMBER OF UNITS ISSUE ON THIS TRACT SO WE ARE ASKING FOR A TWO-WEEK POSTPONEMENT. HOWEVER, WE ARE NOT STUCK WHETHER IT IS ONE WEEK OR TWO WEEKS OR THE FIRST MEETING AFTER THE FIRST OF THE YEAR, I THINK QUO LIVE WITH ANY OF THOSE, WE JUST NEED MORE TIME TO TRY TO FIGURE OUT IF THERE WAS SOME ROOM TO COME UP WITH A NUMBER OF UNITS THAT MAKES SENSE AND INCLUDE THE PUBLIC BENEFITS. THANK YOU.

MAYOR WYNN: THANK YOU MR. SUTTLE. QUESTIONS FOR THE AGENT, COUNCIL?

WE DO HAVE A NEIGHBORHOOD REPRESENTATIVE. OSCAR IS HERE TO SPEAK, THE NEIGHBORS POSITION ON THE POSTPONEMENT.

WELCOME BACK, OSCAR.

GOOD AFTERNOON. THANK YOU COUNCIL. OSCAR REPPING THE SOUTH LAMAR NEIGHBORHOOD AS. MY COLLEAGUES INFORMED ME THIS WAS BEFORE YOU ON FIRST READING SEVEN WEEKS AGO IT. HAS BEEN A WHILE. THERE IS NO ROOM FOR COMING CLOSER TO THE NUMBERS. MR. SUTTLE JUST INDICATED HE WASN'T SURE THAT THE NUMBERS COULD BE REDUCED. WHEN THE DEVELOPER FIRST APPROACHED US THEY STARTED WITHOUT 28 UNITS AND WE STARTED OUT AT 16 UNITS, WHAT WOULD BE PERMITTED UNDER SF-3, TIME IT HAS GONE, IT HAS GOTTEN WIDER, IT HAS GONE FROM 28 TO 44, 45 UNITS. SO THERE IS, THE NEIGHBORHOOD IS, BECAUSE OF THAT, WE ARE PREPARED TO HAVE THIS CASE DECIDED TONIGHT. YEAH, SO WE DO OPPOSE THE POSTPONEMENT. IF IT IS COUNCIL'S WISH TO POSTPONE, WE WOULD ASK THAT IT BE POSTPONED UNTIL JANUARY SOME TIME BECAUSE WE HAVE HAD OUR HOLIDAY MEETING, NEIGHBORHOOD ASSOCIATION MEETING PLANNED FOR DECEMBER 13 FOR AT LEAST A COUPLE MONTHS NOW.

MAYOR WYNN: YOU CAN BRING YOUR PARTY DOWN HERE [LAUGHTER] QUESTIONS OF THE APPLICANT OR NEIGHBORS? COUNCIL, COMMENTS, THOUGHTS? COUNCIL MEMBER LEFFINGWELL.

WE SHOULD ATTHROUGH OPPORTUNITY SO I WILL MOVE TO POSTPONE UNTIL FIRST MEETING IN JANUARY. I DON'T KNOW WHEN THAT IS.

MAYOR WYNN: THAT WOULD BE THE 11th. MOTION BY COUNCIL MEMBER LEFFINGWELL, SECONDED BY THE MAYOR PRO TEM TO POSTPONE ITEM 65 UNTIL JANUARY 11 TO, ACTUALLY NOT ON HERE, I DON'T HAVE THE 2008 CALENDAR IN FRONT OF ME. JANUARY 10, 2008 S. THAT RIGHT? ALL THOSE IN FAVOR, PLEASE SAY AYE. PASSED ON 5-0 WITH

COUNCIL MEMBERS KIM OFF THE DAIS.

THAT TAKES US TO THE 4:00 ZONING AND AMENDMENT, POSSIBLE ACTIONS ON THESE ITEMS. ATE EMNUMBER 67 IS ELM TER RAMS NUMBER 68, C14-2007-0143. 130290 RETAIL CONDUCT A PUBLIC PROJECT LOSED AT 290 EAST AND SH 130 SOUTHEAST CORNER OF DECKER LANE AND U. S. 290 EAST DECKER. FROM UNZONED UNZ TO COMMERCIAL HIGHWAY-CONDITIONAL OVERLAY CH-CO COMBINING DISTRICT ZONING. STAFF RECOMMENDATION: TO GRANT COMMERCIAL HIGHWAY-CONDITIONAL OVERLAY CH-CO COMBINING DISTRICT ZONING. THIS IS READY FOR CONSENT TRIAL ON FIRST READING ONLY. ITEM NUMBER 69, C14-2007-0147. RIVERSIDE NURSING HOME FACILITY LOCALLY KNOWN AS 6801 E. RIVERSIDE DRIVE CARSON CREEK WATERSHED FROM COMMUNITY COMMERCIAL-MIXED USE- NEIGHBORHOOD PLAN GR-MU-NP COMBINING DISTRICT ZONING; AND NEIGHBORHOOD COMMERCIAL-MIXED USE- NEIGHBORHOOD PLAN LR-MU-NP COMBINING DISTRICT ZONING TO GENERAL OFFICE-MIXED USE-NEIGHBORHOOD PLAN GO-MU-NP COMBINING DISTRICT ZONING. PLANNING COMMISSION RECOMMENDATION: TO GRANT AND IT IS READY OR FIRST READING. ITEM NUMBER 70 IS C14-2007-0162. 620 ROAD LAKE CREEK WATERSHED REQUEST FROM GENERAL OFFICE MIXED USE, CONDITIONAL OVERLAY OR GR-MU-CO COMBINING DISTRICT ZONING AND COMMUNITY COMMERCIAL-CONDITIONAL OVERLAY GR-CO COMBINING DISTRICT ZONING TO COMMUNITY COMMERCIAL-CONDITIONAL OVERLAY GR-CO COMBINING DISTRICT ZONING. IT WAS RECOMMENDED BY THE PLANNING EXHIBITION FOR THE GR-CO COMBINING DISTRICT ZONING. THIS IS READY FOR CONSENT APPROVAL ON ALL THREE READINGS. ITEM NUMBER 71 IS CASE C14-2007-0170. ZONING FOR 13686 NORTH U.S. HWY 183. THIS IS A ZONING CHANGE FROM INTERIM-SINGLE-FAMILY RESIDENCE- STANDARD LOT I-SF-2 DISTRICT ZONING TO COMMUNITY COMMERCIAL GR DISTRICT ZONING. THE ZONING AND PLANITION COMMISSION RECOMMENDATION WAS TO GRANT COMMUNITY COMMERCIAL- CONDITIONAL OVERLAY GR-CO COMBINING DISTRICT ZONING. THIS IS READY FOR CONSENT APPROVAL ON ALL THREE READINGS. ITEM NUMBER 72 IS CASE C14-2007-0183. U.S. 183 GOVALLE TUNNEL CONDUCT AS 829

BASTROP HIGHWAY THIS IS A ZONING CHANGE FROM INTERIM- SINGLE-FAMILY RESIDENCE-STANDARD LOT I-SF- 2 DISTRICT ZONING; AND INDUSTRIAL PARK- CONDITIONAL OVERLAY IP-CO COMBINING DISTRICT ZONING TO PUBLIC P DISTRICT ZONING. THE ZONING AND PLANNING COMMISSION RECOMMENDATION WAS TO GRANT PUBLIC P DISTRICT ZONING. THIS IS READY FOR APPROVAL ON ALL THREE READINGS. ITEM THEM 73 IS C14-2007-0184. SOULE RESIDENCE REZONING CONDUCT AS 7406 FOREST WOOD ROAD SOUTH BOGGY CREEK WATERSHED FROM DEVELOPMENT RESERVE DR DISTRICT ZONING TO SINGLE-FAMILY RESIDENCE- STANDARD LOT SF-2 DISTRICT ZONING. ZONING AND PLANNING COMMISSION RECOMMEND WAS TO GRANT SINGLE-FAMILY RESIDENCE-STANDARD LOT SF-2 DISTRICT ZONING. THIS READY FOR CONSENT APPROVAL ON ALL THREE READINGS. ATE EMNUMBER 74 IS FOR CASE C14-85-366RCA2. CROSSINGS AT LAKELINE TWO RESTRICTIVE COVENANT AMENDMENT LOCATED AT 11301 LAKELINE BOULEVARD. ZONING AND PLATTING COMMISSION RECOMMENDATION: TO APPROVE THE RESTRICTIVE COVENANT AMENDMENT. IN HAVE HAD FOR CONSENT APPROVAL. ITEM NUMBER 75 IS CASE C14H-07-0019. JOHN AND LELA GAY HOUSE CONDUCT AS 4108 AVENUE D WALLER CREEK FROM FAMILY RESIDENCE-NEIGHBORHOOD CONSERVATION COMBINING DISTRICT SF-3-NCCD COMBINING DISTRICT ZONING TO FAMILY RESIDENCE- HISTORIC NEIGHBORHOOD CONSERVATION COMBINING DISTRICT COMMISSION RECOMMENDATION: TO GRANT FAMILY RESIDENCE-HISTORIC NEIGHBORHOOD CONSERVATION READY FOR ALL THREE READINGS. ITEM NUMBER 76 IS CASE C14H-07-0020. ALBERT AND RUTH DOUGLAS HOUSE LOCALLY KNOWN AS 1200 TRAVIS HEIGHTS BOULEVARD BLUNN CREEK WATERSHED FROM FAMILY RESIDENCE- NEIGHBORHOOD PLAN SF-3-NP COMBINING DISTRICT ZONING TO FAMILY RESIDENCE- HISTORIC- NEIGHBORHOOD PLAN SF-3-H-NP COMBINING DISTRICT ZONING. COMMISSION RECOMMENDATION: TO GRANT FAMILY RESIDENCE-HISTORIC- NEIGHBORHOOD PLAN SF-3-H-NP COMBINING DISTRICT ZONING. THIS IS READY FOR CONSENT APPROVAL ON ALL THREE READINGS. ITEM NUMBER 77 IS CASE C14H-07-0021. GORDON DAMON HOUSE CONDUCT A AS 3400 DUVAL STREET WALLER FROM FAMILY

RESIDENCE-NEIGHBORHOOD CONSERVATION COMBINING DISTRICT-NEIGHBORHOOD PLAN SF-3-NCCD-NP COMBINING DISTRICT ZONING TO FAMILY RESIDENCE-HISTORIC-NEIGHBORHOOD CONSERVATION COMBINING DISTRICT-NEIGHBORHOOD PLAN SF-3-H-NCCD-NP COMBINING DISTRICT ZONING. IT WAS RECOMMEND BID PLANNING COMMISSION, AND IT IS READY FOR ALL THREE READINGS. ITEM NUMBER 78 IS CASE C14H-07-0040. PARRISH-FLEMING HOUSE. AS 1410 NORTHWOOD ROAD. FROM FAMILY RESIDENCE SF-3 DISTRICT ZONING TO FAMILY RESIDENCE-HISTORIC SF-3-H COMBINING DISTRICT ZONING. COMMISSION RECOMMENDATION: TO GRANT FAMILY RESIDENCE-HISTORIC SF-3-H COMBINING DISTRICT ZONING. THIS IS READY FOR ALL THREE READINGS. ITEM NUMBER 79 IS CASE NPA-07-0017. AUSTIN ENERGY & CRESTVIEW STATION. THE CRESTVIEWWOOTEN COMBINED NEIGHBORHOOD PLAN, AN ELEMENT OF THE AUSTIN TOMORROW COMPREHENSIVE PLAN, TO CHANGE THE LAND USE DESIGNATION ON THE FUTURE LAND USE MAP FLUM FROM MAJOR PLANNED DEVELOPMENT TO UTILITIES. FOR 7520-7530 N. LAMAR BOULEVARD. RECOMMENDATION: TO APPROVE UTILITIES DESIGNATION. THIS IS READY FOR CONSENT APPROVAL ON FIRST READING ONLY ON THIS ITEM. ITEM NUMBER 80 IS CASE C14-2007-0095. JUSTIN SUBSTATION. AS 7520-7530 NORTH LAMAR BOULEVARD. THIS IS RELATED TO THE ITEM I JUST MENTIONED, REZONING FROM LIMITED INDUSTRIAL SERVICE-PLANNED DEVELOPMENT AREA-NEIGHBORHOOD PLAN LI-PDA-NP COMBINING DISTRICT ZONING TO PUBLIC-NEIGHBORHOOD PLAN P-NP COMBINING DISTRICT ZONING. PLANNING COMMISSION RECOMMENDATION: TO GRANT PUBLIC-NEIGHBORHOOD PLAN P-NP COMBINING DISTRICT ZONING. THIS IS READY FOR CONSENT APPROVAL ONLY ON FIRST READING. ITEM ANYMORE 81 IS CASE NPA-2007-0009. FOR THE PROPERTY LOCATED AT 1319 ROSEWOOD AVENUE. APPROVE AN ORDINANCE AMENDING ORDINANCE 011213-42, THE CENTRAL EAST AUSTIN NEIGHBORHOOD PLAN, TO CHANGE THE LAND USE DESIGNATION FROM SINGLE FAMILY TO MIXED USE DESIGNATION. PLANNING COMMISSION RECOMMENDATION: TO GRANT MIXED USE DESIGNATION. RELATED ZONING ITEMS NUMBER 82, IS CASE C14-2007-0135. 1319 ROSEWOOD AVENUE. RESIDENCE-NEIGHBORHOOD PLAN SF-3-NP COMBINING DISTRICT ZONING TO GENERAL

COMMERCIAL SERVICES-MIXED USE- CONDITIONAL
OVERLAY-NEIGHBORHOOD PLAN CS-MU-CO-NP COMBINING
DISTRICT ZONING. PLANNING COMMISSION
RECOMMENDATION: TO GRANT GENERAL COMMERCIAL
SERVICES- MIXED USE-CONDITIONAL OVERLAY-
NEIGHBORHOOD PLAN CS-MU-CO-NP COMBINING DISTRICT
ZONING. THIS IS READY FOR CONSENT APPROVAL AND OWL
THREE READINGS. ITEM NUMBER 81 WAS ALSO FOR ALL
THREE READINGS. ITEMS NUMBER 83 AND 84 ARE RELATED
ITEMS, THESE ARE FOR THE GOVALLE AREA. 9 STAFF IS
RECOMMENDING A POSTPONEMENT OF ITEMS 83 AND 84 TO
YOUR DECEMBER 13 MEETING. THAT IS ITEM NUMBER 83 AND
84. ITY.

ITEM NUMBER 84 WAS CASE NUMBER C14-2007-0146. THAT
WAS POSTPONEMENT ON BOTH SITE EMS. I UNDERSTAND
MAYOR FOR ITEMS NUMBER 85 THROUGH 93, THE ITEMS
HAVE AGREED TO A POSTPONEMENT OF ONE WEEK AND
GILL THROUGH EACH ITEM, BUT THEY START AT 85 AND END
AT 93. THIS WOULD BE JUST A ONE-WEEK POSTPONEMENT.
ITEM NUMBER 85 IS CASE C14-2007-0128. 2414 PEARL
STREET. SEAS NUMBER 86, INDICATES NUMBER C14-02007-
0195. 503 WEST 27TH STREET. NUMBER 87 IS CASE C14-2007-
0117. 2420 NUECES STREET. NUMBER 88 IS CASE C14-2007-
0118. 2508 RIO GRANDE STREET. ITEM NUMBER 89 IS CASE
NUMBER C14-2007-0119. ITEM NUMBER 90 IS CASE NUMBER
C14-2007-0132. NUMBER 92 IS CASE NUMBER C14-2007-0110.
NUMBER 92 IS CASE NUMBER C14-2007-0142. ITEM NUMBER
93 IS CASE NUMBER C14-2007-0113. FOR THOSE ITEMS NULL
85 THROUGH 93, WE HAVE AN AGREED POSTPONEMENT BY
THE AFFECTED PROPERTY OWNERS TO DECEMBER 6. ITEM
NUMBER 9494, THAT IS A DISCUSSION ITEM. NUMBER 95 IS
CASE NUMBER C14-2007-0216. ITEM NUMBER 96 IS CASE
NUMBER C14-2007-0220. ITEM NUMBER 97 IS CASE NUMBER
C14-2007-0222. THESE THREE ITEMS ARE RELATED TO AN
ITEM AT 6:00 WRITE IS ITEM NUMBER 98 AND STAFF WOULD
GO THAT YOU TABLE SAID ITEMS 95, 96 AND 97 UNTIL WE
TAKE ACTION ON ITEM NUMBER 98.

MAYOR WYNN: THANK YOU, MR. MR. GUERNSEY. SO
COUNCIL, THE CONSENT AGENDA WHERE WE HAVE YET TO
CONDUCT THE PUBLIC HEARING WILL TO BE CLOSE THE
PUBLIC HEARING AND APPROVE ON FIRST READING ONLY

CASES 68 AND 69. CLOSE THE PUBLIC HEARING AND APPROVE ON ALL THREE READINGS CASE 70, 71, 72 AND 73. ON ATE EMNUMBER 74 TOY A PROVE THE RESTRICTIVE COVER OF COVENANT AMENDMENT. APPROVE ON ALL THREE READINGS 75, 76, 77 AND 78. CLOSE THE PUBLIC HEARING AND APPROVE ON FIRST READING ONLY ITEM 79 AND 80. CLOSE THE PUBLIC HEARING AND APPROVE ON ALL THREE READINGS ON ITEM 81, GRANTING THE MIXED USE DESIGNATION AND ITEM 82, THE ZONING INDICATION ON ALL THREE READING, POSTPONE ITEMS 83 AND 84 TO DECEMBER 13, 2007. POSTPONE DECEMBER 6, 2007, THE FOLLOWING CASES, CASES 85, 86, 87, 88, 89, 90, 91, 92, AND 93. AND TO TABLE ACTION ON ITEMS 94, 95, 96 AND 97.

ACTUALLY 94 WOULD BE DISCUSSION.

I WILL ENTERTAIN THAT MOTION. MOTION MADE BY COUNCIL MEMBER McCRACKEN.

BEFORE WE GO THROUGH THE STRATEGY THIS EVENING, LET'S SEE, LAST COUNT, WE HAVE A WHOLE LOT OF PEOPLE SIGNED UP WISHING TO SPEAK ON ITEM NUMBER 67. 100 PEOPLE OR SO. WHAT IS 189 DIVIDED BY 3. WORSE CASE, DIVIDE IT BY 60, IT IS THREE HOURS WORTH OF TESTIMONY. AND SO I'M HESITANT TO START THIS CASE HERE AT 12 MINUTES BEFORE OUR BREAK, MR. GUERNSEY SO THUMB THROUGH OUR OTHER POTENTIAL DISCUSSION ITEMS.

COY OFFER YOU ITEM NUMBER 94.

MAYOR WYNN: I WILL TAKE IT. THREE SPEAKERS.

ATE EMNUMBER 94 IS ALSO A DISCUSSION ITEM, CASE NUMBER C14-2007-0144 FOR THE PROPERTY LOCATED AT 800 WEST AVENUE, REZONING REQUEST FROM GENERAL OFFICE WHICH IS GO DISTRICT ZONING, LO OFFICE WHICH IS LIMITED OFFICE DISTRICT ZONING TO CENTRAL BUSINESS OR CBD DISTRICT ZONING. THE PROPERTY IS APPROXIMATELY 1.825-ACRES IN SIZE AND THE PLANNING COMMISSION'S RECOMMENDATION REGARD THIS CASE WAS TO NOT RECOMMEND THE CBD AS REQUESTED BY THE APPLICANT, BUT THE APPROVE THE STAFF RECOMMENDATION WHICH WAS FOR DOWNTOWN MISSIONED USE OR DMU-CO

COMBINED DISTRICT ZONING WITH A CONDITION OF LIMITING THE PROPERTY TO 2,000 VEHICLE TRIPS AND SETTING SIX CONDITIONS THAT WERE PRESENTED BY A MR. COUNTRIES RILEY AND THESE WOULD BE TO THAT THE TOWER STRUCTURE IS RESTRICTED TO 100% RESIDENTIAL USE AND ASSOCIATED PARKING, AND THAT THE EXISTING PROPOSED HISTORICAL RESIDENTIAL STRUCTURES FRONTING THE AVENUE MAY HAVE ANY USE PERMITTED UNDER THE DMU ZONING, NUMBER TWO THAT THE WEST AVENUE FRONTAGE MUST BE CONSISTENT WITH THE CHARACTER AND HOUSE AND ON SITE MUST BE PRESERVED AND A SIMILAR HOUSE MUST BE PLACED IN THE SPACE NEXT TO, IT PREFERABLY A VINTAGE HOUSE DOWNTOWN THAT WOULD OTHERWISE BE DEMOLISHED OR MOVED OUT OF DOWNTOWN. THREE, FALL TREES WITH A DIAMETER OF NINE INCHES OR LARGER ON SITE BE KEPT FOR THE IMPERVIOUS COVER MAY NOT EXCEED 79%, PUBLIC ACCESS BE PROVIDED TO SHOAL CREEK, AND SIX, PARKLAND DEDICATION FEES FROM THE PROJECT WOULD BE DEDICATED TO IMPROVEMENTS ALONG SHOAL CREEK. THE PROMPT IS LO AND GO FOR OFFICE USES TO THE NORTH OF THIS SITE IS GO, PARKING TO THE SOUTH IS OTHER LO AND GO PROPERTY USE FOR OFFICE USES. TO THE EAST IS MORE GO AND SOME MF-4 ZONING AND USED FOR FOREIGN OFFICES AND TO THE WEST IS C CCS-LO AND RETAIL OFFICE AND UNDER DEVELOPMENT TRACTS. THE PROMPT LOCATED AT SHAL SENT TO SHOAL CREEK, IT IS NOT LOCATED IN A CAPITAL VIEW CORRIDOR.

MAYOR WYNN: WELCOME.

GOOD AFTERNOON. I REPRESENT THE ARCHITECTS, AND WE HAVE BEEN COMMISSIONED TO STUDY THIS PARTICULAR SITE, IF WE CAN HAVE THE SLIDES UP. THIS SITE FACES WEST AVENUE AND THE LOCATION WHICH THE SITE FIND IT IS SELF, THERE IS A LARGE AMOUNT OF OFFICE SPACE IN THE CONTEXT, AS WELL AS SOME EXISTING VERTICAL RESIDENTIAL BUILDINGS THAT YOU CAN SEE THERE ON RED BUBBLES. AND THIS SIDE HAS ONE INTERESTING CHARACTERISTIC AND THAT IS THAT BEING OUTSIDE OF THE CAPITAL VIEW CORRIDOR, IT ALSO IS ONE SITE THAT HAS THE VERY LONG GEOMETRY IN ONE DIRECTION AS YOU CAN SEE IN THE YELLOW FOOT PRINT THERE, AND IT IS ABOUT

THE ONLY SITE IN THAT AREA THAT HAS THAT DIMENSION. IT ALSO HAS PROXIMITY TO THE CITY PARKS. SO THERE IS SOME RELIEF ON DENSITY THERE AS WELL AS SOME SUBSTANTIAL DIMENSION ON THE SITE. ONE THING WE LOOKED AT CLOSELY IS THE CHARACTER OF THE STREET WE ARE ACTING ON AND AS YOU CAN SEE HERE THERE ARE SOME HISTORICAL PIECES IN SOME ARCHITECTURAL RELEVANT PIECES OF ARCHITECTURE ON THAT SITE ON THAT STREET. BUT THERE IS ALSO SOME OTHERS THAT ARE NOT AT FORTUNATE, AS YOU CAN SEEN HERE THERE IS SOME INDUSTRIAL AND OFFICE BUILDINGS ALSO IN THE ADJACENT NEIGHBORHOOD. THAT GIVES US ABILITY TO PERHAPS COME IN WITH A FACILITY, RESIDENTIAL PROJECT THAT WILL PROVIDE A PUBLIC ACCESS TO THE CREEK AND AS YOU CAN SEE THERE, WE ARE PROPOSING A FEW, WE HAVE PUT THIS FORWARD TO THE UNDERSTOOD, AND WE HAVE PROPOSED TO THE NEIGHBORHOOD FOUR OR FIVE DIFFERENT WAYS OF DEALING WITH THE STREET AND CONNECTING THE CREEK WITH WEST AVENUE AND SO FORTH. I'M GOING TO SHOW YOU ONE OR TWO THIS, ONE, CALLED FOR A PARK IN FRONT OF THE PROJECT ON WEST AVENUE AND A PARK ON THE BACK OF THE PROPERTY. THIS IS THE WEST AVENUE SIDE CREATING A PUBLIC SPACE IN FRONT OF THE PROJECT AND THIS WILL BE IN LINE WITH 8th STREET BECAUSE 8th STREET DIES INTO THE SITE. THEN I WILL JUMP OPTION C WE WILL SHARE WITH THE NEIGHBORHOOD WHICH WILL BE TO PRESERVE THE EXISTING HOUSE ON THAT SITE AND BRINGING IN ANOTHER, PERHAPS SMALLER SCALE HISTORICAL HOUSE NEXT TO IT AND THIS WOULD BE THE COMPOSITION ON THE STREET LOOKING AT THE SITE FROM WEST AVENUE. THE HOUSE IN THE MIDDLE IS ONE THAT EXISTS THERE TODAY, SAME THING ON THE ONE ON THE LEAF, AND WE WOULD BRING IN SOMETHING NEW ON, EXISTING RELOCATION FOR THE SECOND HOUSE ON THE RIGHT. SO AND THAT IS, THAT CONCLUDES MY PRESENTATION. THERE IS SOMEBODY HERE THAT WILL TALK TO, BUT SOME OF THE ZONING ISSUES THAT WE HAVE ON THE SITE. AND I JUST STOP AT THIS POINT.

MAYOR WYNN: THANK YOU. QUESTIONS FOR THE ARCHITECT COUNCIL? THANK YOU, SIR.

THANK YOU.

MAYOR WYNN: SO WE NOW HEAR FROM FOLKS IN SUPPORT, OR MR. SUTTLE, THERE IS STILL A MINUTE AND A HALF LEFT ON THE --

IN THE INTEREST OF TIME, CHANGE GIVES THE CONCEPT THAT WE WERE ABLE TO WORK OUT WITH THE PLANNING COMMISSION AND THE STAFF AND THEN WE CAN TALK ABOUT THE INTRICACIES OF THE ZONING ISSUES ON REBUTTAL.

A QUICK QUESTION FOR ME IS WHAT WAS THE VOTE AT THE PLANNING COMMISSION? THEIRS WAS THE DMU-CO.

DMU-CO, AND I BELIEVE THE VOTE WAS 7-2. I COULD BE WRONG S. THAT CORRECT?

YEAH, 7-2 FOR DMU-CO.

MAYOR WYNN: THANK YOU, MR. SUTTLE.

WE HAD ASKED FOR THE CBD BECAUSE THERE WAS A COMPATIBILITY ISSUE THAT WAS UNIQUE IN THE DOWNTOWN AREA THAT HAS TRIGGERLED WHICH WE COULD TALK ABOUT AS THE DISCUSSION GETS GOING BUT THAT WAS THE PURPOSE OF THE CBD, WHAT WE NEED TO DO UNDER THE DMU IF WE CAN GET SOME RELIEF FROM COMPATIBILITY STANDARDS IF IN THE FUTURE THEY SHOULD APPLY. WYNN ALL RIGHT, THANK YOU.

I DIDN'T KNOW IF THE CITY CAME UP WITH A CALCULATION ON THAT.

MAYOR WYNN: MR. GUERNSEY?

GUERNSEY: THE PETITION STANDS AT 17.3. THERE WAS A CONDOMINIUM THAT MAY TAKE IT OVER 20%, BUT WHEN WE HAVE A CONDOMINIUM WE USUALLY ASK FOR A COPY OF THE BYLAWS, A COPY OF THE MINUTES SO WE CAN MAKE SURE THAT THE VOTE THAT WAS TAKEN AND THE REPRESENTATION OF A CONDOMINIUM REGIME WAS DONE PROPERLY. THIS IS ONLY READY FOR FIRST READING SO IT

WOULD NOT AFFECT YOUR FIRST READING BOTH THIS EVENING, BUT THERE IS A PETITION THAT CURRENTLY STANDS THAT WE HAVE VALUE DADE UP TO 17.3.

MAYOR WYNN: THANK YOU, MR. GUERNSEY.

I FEEL CONFIDENT WE WILL GET 20%. I KNOW BEN WAS RUNNING THE PETITION AND HE GOT EVERY PERSON IN THE CONDO TO SIGN, AND WE HAVE ANOTHER PROPERTY OWNER WHO SAID HE WOULD SIGN UP HIMSELF. AGAIN -- I I'VE OWN PROPERTY DOWNTOWN SINCE THE FIRST OF THE '80S. IT'S A UNIQUE NEIGHBORHOOD. CENTRAL BUSINESS DISTRICT ZONING AS HAS BEEN POINTED OUT IS INAPPROPRIATE. IT STOPPED ZONING HERE. IF THE PLANNING COMMISSION -- OR THE PLANNING COMMISSION'S RECOMMENDATION OF DMU WITH CONDITIONAL OVERLAY IS THE CONDITIONS THAT MR. REILLY PUT FORTH -- THEY'RE EXCELLENT ONES. I WOULD URGE YOU TO CONSIDER IT. CBD -- THIS PUBLIC -- THE DOWNTOWN IS, I BELIEVE, FROM MY UNDERSTANDING, THIS IS ALL PART OF THE AUSTIN DOWNTOWN PLAN. I CAN'T HARDLY IMAGINE SPOT ZONING LIKE THIS WOULD POP UP ON THAT MAP. I UNDERSTAND THEY'VE GOT COMPATIBILITY ISSUES BUT THAT'S THE ISSUE OF THAT PART OF TOWN. PEOPLE LIVE DOWN THERE. THAT'S JUST THE NATURE OF IT. SO I GUESS WITH THAT I'M SORRY MR. PROCTOR IS NOT HERE. I KNOW HE VERY MUCH WANTED TO TALK WITH YOU-ALL AND I'M ASSUMING, MR. REILLY, MR. SIF WOULD HAVE BEEN HERE ALSO. I'M OBVIOUSLY READY FOR SOMETHING ELSE. THANK YOU VERY MUCH.

MAYOR WYNN: THANK YOU. LET'S SEE, OUR NEXT SPEAKER IS LINDA MCNEILIDGE. SHE SIGNED UP WISHING TO SPEAK IN OPPOSITION, AND THEN LET'S SEE, ROBERT 'OLEN DORVE SIGNED UP NOT WISHING TO SPEAK IN OPPOSITION. SO COUNCIL, THAT'S ALL OF OUR SPEAKERS FOR THIS CASE. PERHAPS REBUTTAL FROM MR. SUTTLE. -- CHRIS REILLY. EXCUSE ME. ALTHOUGH NOT SIGNED UP YOU'RE MORE THAN WELCOME TO ADDRESS US.

THANK YOU, MAYOR, COUNCIL MEMBERS. I'M SORRY I DIDN'T SIGN UP. I'M WITH THE OLD NEIGHBORHOOD ASSOCIATION AND THE DOWNTOWN AUSTIN NEIGHBORHOOD

ASSOCIATION. I LIVE AT 134E..... 14TH AND SAN ANTONIO. AND BEFORE THAT I LIVED AT THE CORNER OF 8TH AND SAN ANTONIO, WHICH IS JUST A FEW BLOCKS WEST OF THAT SUBJECT PROPERTY -- OR EAST OF THE SUBJECT PROPERTY. THIS IS AN INTERESTING CASE YOU HAVE BEFORE YOU BECAUSE THE LOT IS A UNIQUE LOT AND IT DOES PROVIDE AN OPPORTUNITY TO GET SOME DENSITY BACK IN THAT NEIGHBORHOOD, AND I THINK FOLKS IN THE NEIGHBORHOOD ARE GENERALLY IN AGREEMENT THAT THEY WOULD LIKE TO HAVE SOME MORE NEIGHBORS LIVING IN THE NEIGHBORHOOD. THE PROBLEM IS THAT THIS IS NOT THE CENTRAL BUSINESS DISTRICT, AND THERE IS -- THE ONE THING WE CAN ALL AGREE ON IS THAT CBD ZONING IS JUST NOT APPROPRIATE FOR THAT SITE. THERE IS DIVERSITY OF OPINION ABOUT WHAT HEIGHT PEOPLE ARE WILLING TO ACCEPT. I THINK GENERALLY THE DMU TYPE HEIGHT WOULD BE ACCEPTABLE TO MOST FOLKS IN THE AREA, AND I UNDERSTAND THERE ARE COMPATIBILITY ISSUES WITH THAT, BUT THAT'S JUST THE NATURE OF THE ZONING, AS MR. TODD POINTED OUT. A LONG-TERM SOLUTION TO THIS, I THINK, IS AN OVERLAY OF THE TYPE THAT WE HAVE IN THE WEST CAMPUS AREA. OUT THERE YOU REMEMBER WHEN WE DID THE UNIVERSITY NEIGHBORHOOD OVERLAY JUST ON THE OTHER SIDE OF MLK FROM THIS NEIGHBORHOOD, WHAT WE PROVIDED IS IF YOU DO THE RIGHT KIND OF DEVELOPMENT, THEN YOU'RE NOT SUBJECT TO COMPATIBILITY STANDARDS. AND I REALLY THINK THAT WOULD MAKE SENSE FOR OUR NEIGHBORHOOD TOO. WE DO WANT TO ENCOURAGE PARTICULAR TYPES OF REDEVELOPMENT ON PARTICULAR LOTS IN THAT NEIGHBORHOOD, BUT -- AND IF PEOPLE COMPLY WITH THOSE REGULATIONS, THEN WE'D BE WILLING TO ACCEPT SOME GREATER HEIGHTS. AND THAT WOULD SOLVE THIS PROBLEM FOR THE LONG-TERM, OF HAVING A COMPATIBILITY ISSUE EVERY TIME ANYONE WANTS ADDITIONAL HEIGHT. BUT FOR NOW WE RESPECT THE ZONING WE'VE GOT AND CBD ZONING IS JUST FLAT NOT APPROPRIATE FOR THAT SITE. BUT DMU WOULD BE OKAY. I WOULD ENCOURAGE THE COUNCIL TO TAKE A LOOK AT THE SIX CONDITIONS THAT WE'VE DISCUSSED AT THE PLANNING COMMISSION. I THINK A DMU-TYPE DEVELOPMENT WITH THOSE CONDITIONS WOULD REALLY BE A GREAT AMENITY

FOR THE NEIGHBORHOOD, AND I HOPE WE CAN GET THERE.

MAYOR WYNN: THANK YOU, MR. REILLY.

THANK YOU YOU.

MAYOR WYNN: WELCOME, TED, SIGNED UP.

THANK YOU, MAYOR, AND MEMBERS OF THE COUNCIL. I'M HERE AS A REPRESENTATIVE OF THE OLD AUSTIN NEIGHBORHOOD AND ONE OF ITS MEMBERS FOR A NUMBER OF DECADES. AS YOU'LL NOTE, I'M SURE, IN THIS CASE, CBD ZONING DOES NOT EXIST ANYWHERE NEAR THIS PROPERTY, AT LEAST RELATIVE TO THE DOWNTOWN AREA. IT'S BLOCKS AWAY. THE NEIGHBORHOOD -- FEELS THAT CBD ZONING IS NOT APPROPRIATE, BECAUSE CBS STANDS FOR CENTRAL BUSINESS DISTRICT AND THE OLD AUSTIN NEIGHBORHOOD, WHICH ACTUALLY COULD ALSO BE CALLED THE ORIGINAL RESIDENTIAL NEIGHBORHOOD OF THE CITY, IS NOT THE CENTRAL BUSINESS DISTRICT: I APOLOGIZE FOR BEING LATE IN COMING. CBD WITH CONDITIONS AND LIMITING THE HEIGHT TO A DMU HEIGHT OF 120 FEET. WHILE THAT SOUNDS REASONABLE, IT WOULD STRIP THE NEIGHBORHOOD OF ITS PROPERTY RIGHTS BY ELIMINATING THE COMPATIBILITY STANDARD THAT ADMITTEDLY IS AWKWARD AND SOMEWHAT -- SOMEWHAT OF AN AWKWARD ZONING TOOL, BUT IT IS THE ONLY THING, FRANKLY, THAT AT THIS POINT PROTECTS THE NEIGHBORHOOD INTEGRITY ON THIS PROPERTY. SO WHILE WE ABSOLUTELY SUPPORT INCREASE IN INTENSITY AND INCREASE RESIDENTIAL ZONING IN THE DOWNTOWN -- ORIGINAL AUSTIN NEIGHBORHOOD, WE OPPOSE CBD ZONING AND WOULD SUPPORT DMU, WITH THE CONDITIONAL OVERLAY THAT MR. REILLY REFERRED TO.

MAYOR WYNN: OKAY. THANK YOU, TED. IT LOOKS LIKE ALSO STEWART RAMSER SIGNED UP TO GIVE US TESTIMONY. WELCOME, STEWART.

MAYOR, COUNCIL MEMBERS, THANK YOU VERY MUCH. I OWN THE PROPERTY DIRECTLY TO THE SOUTH OF THIS PROPERTY IN QUESTION. IT'S THE LITTLE HOUSE ON THE LEFT HERE. IT'S A LITTLE ONE-STORY HOUSE. IT'S VERY

TYPICAL OF THE NEIGHBORHOOD, IF YOU LOOK AROUND THAT STREET AND UP AND DOWN THE STREET, IT'S BASICALLY ONE AND TWO-STORY HOMES, ALL THE AUSTIN NEIGHBORHOOD THAT I JUST BOUGHT INTO THIS LAST YEAR. IT'S DIFFICULT FOR ME, I'VE THOUGHT ABOUT IT A LOT, WHETHER THIS WILL BE GOOD FOR THE NEIGHBORHOOD, BAD FOR THE NEIGHBORHOOD. IT'S ADULT QUESTION. THERE'S POSITIVES AND NEGATIVES. A COUPLE THINGS TO CONSIDER. I MEAN, FROM -- IT IS IN THE FLOODPLAIN. IT'S VERY -- YOU KNOW, THAT -- I'M UP ON A LEDGE ABOUT 10 FEET OR 12 FEET ABOVE THAT PROPERTY, AND WHATEVER THEY BUILD THERE WILL HAVE TO BE BUILT UP RELATIVELY HIGH JUST BECAUSE OF THE FLOODPLAIN ISSUE. THE OTHER THING IS THAT -- GETTING A CBD, IF THEY GOT TO WHERE THEY'RE BUILDING SOMETHING 250 FEET, AND THAT WAS BUILDING A 5 STORY PARKING GARAGE RIGHT NEXT TO MY HOUSE, I DON'T LIVE DOWN THERE NOW BUT I WOULD LIKE TO, YOU KNOW, PUT AN APARTMENT DOWN THERE AND LIVE THERE SOMEDAY, AND THE PROSPECT OF LOOKING UP AT A FIVE-STORY PARKING GARAGE IS A LITTLE DAUNTING. I DON'T KNOW THAT THAT WILL BE THE ULTIMATE PLAN OF WHAT THEY DO OR NOT, BUT, YOU KNOW, AS A PROPERTY OWNER IN THE NEIGHBORHOOD IT'S SOMETHING I'VE GOT TO, YOU KNOW, CONSIDER. YEAH, THAT'S FINE. JUST WANTED TO SAY A COUPLE THINGS. I'M NOT GOING TO SAY YOU KNOW WHAT THE RIGHT ZONING -- RIGHT ZONING IS BECAUSE THAT'S UP TO YOU-ALL AND TO EXPERTS, BUT I WOULD JUST CONSIDER THE RAMIFICATIONS OF PUTTING SOMETHING THAT'S 250 FEET OR EVEN 125 FEET IN THIS -- ALONG THIS STREET AND IN THIS NEIGHBORHOOD. THANKS.

MAYOR WYNN: THANK YOU, STEWART. COUNCIL, THAT'S ALL OF THE FOLKS SIGNED UP TO GIVE US TESTIMONY, EITHER NEUTRAL OR IN OPPOSITION, SO A THREE-MINUTE REBUT HE WILL BY MR. SUTTLE IS IN ORDER.

THANK YOU, MAYOR, COUNCIL. AS PART OF THIS PROCESS, THE NEIGHBORHOOD TO CHRIS AND TED, THEY HAVE PERSUADED US THAT THE ORIGINAL PROPOSAL OF CBD 250 FEET WAS NOT APPROPRIATE FOR THIS AREA. IN FACT, WE'RE IN AGREEMENT WITH THE PLANNING COMMISSION RECOMMENDATION OF DMU WITH THE SIX CONDITIONS, WITH THE CONDITIONAL OVERLAY. WHAT WE'RE FACED WITH

IS THE UNUSUAL SITUATION WHERE OUR ZONING CODE IS SET UP NOW WHERE COMPATIBILITY STANDARDS ATTACHED IF YOU'RE WITHIN SO MANY FEET OF A PROPERTY ZONED OR USED FOR SINGLE-FAMILY, AND THERE'S NO GOOD WAY TO FIGURE OUT IF A PROPERTY IS ZONED -- OR YOU CAN FIGURE OUT IF IT'S ZONED BUT NOT USED AS SINGLE-FAMILY, SHORT OF KNOCKING ON DOORS AND ASKING TO SEE THE TOOTH BRUSHES AND THE POTS AND PANS. SO THE OTHER THING THAT COULD HAPPEN SO YOU IS YOU COULD DO THAT. YOU COULD GO AND SEARCH AND FIND NO HOUSES IN A CERTAIN NUMBER OF FEET. YOU COULD BE A MILLION DOLLARS INTO THE DESIGN OF YOUR BUILDING AND SOMEBODY MOVES IN WITHIN A CERTAIN NUMBER OF FEET OF YOU AND ALL OF A SUDDEN YOUR HEIGHT NOW IS DOWN TO 35, 40 FEET. SO YOU'D HAVE A PIECE OF PROPERTY OUTSIDE OF THE VIEW CORRIDOR THAT BECAUSE IF SOMEONE MOVED IN IN THE INTERIM YOU WOULD HAVE A COMPATIBILITY ISSUE AND NOW YOUR DESIGN WOULD BE OUT THE WINDOW. WHAT WE WOULD HOPE -- OR WE HAD PROPOSED CBD WITH THE CONDITIONAL OVERLAY, THAT WOULD GET US OUT OF COMPATIBILITY STANDARDS, BUT THAT DOES NOT MEET THE NEEDS AND ADDRESS THE ISSUES OF THE NEIGHBORHOOD. WHAT WE WOULD HOPE IS THAT THERE COULD BE A DMU-CO WITH THE SIX CONDITIONS WITH CURE, AND THE CURE, WAVING THE COMPATIBILITY STANDARDS, IF ANY, UNDER CERTAIN CIRCUMSTANCES. THE PROBLEM WITH THAT NOW IS OUR CURRENT CODE SAID SPECIFICALLY TODAY THAT YOU CAN WAVE ALMOST ANYTHING UNDER CURE EXCEPT FOR EXAT.....COMPATIBILITY STANDARDS. WHAT WE WOULD ASK OR REQUEST IS IF YOU WOULD ENTERTAIN THE OPPORTUNITY OR THE IDEA OF DMU-CO CURE FIRST READING, AND THEN TAKE A LOOK AT A WAY TO MODIFY THE CURE REGULATION SO THAT DOWNTOWN COMPATIBILITY STANDARDS WOULD BE ONE OF THOSE THINGS THAT THE COUNCIL COULD HAVE IN ITS TOOLBOX TO FIX SO THAT AN APPLICANT COULD HAVE SOME CERTAINTY BEFORE HE GOT DOWN THE ROAD ON HIS DESIGN ON HIS HEIGHT, BECAUSE FRANKLY, THIS TRACT IS ZONED OFFICE NOW AT 60 FEET, AND THE OWNERS OF THE PROPERTY, IF THEY'RE GOING TO COMMIT TO RESIDENTIAL, WHICH IS PART OF THE DEAL ON THE TAIBD, THEY WOULD DO THAT IF THEY KNEW THEY

COULD GET A CERTAIN DENSITY OF RESIDENTIAL. IF THEY CAN'T GET THAT CERTAIN RESIDENTIAL DENSITY AT 120 FEET, THEY WOULD PROBABLY RATHER KEEP THEIR 60 FEET OF OFFICE. THAT IS NOT WHAT THE NEIGHBORHOOD WANTS. SO WHAT WE'D LIKE IS IF YOU-ALL WOULD ENTERTAIN THE OPTION OF LOOKING AT DMU CURE ON THIS, WE WOULD SIT TIGHT IN TIME FOR YOU TO STUDY WHETHER OR NOT AN ORDINANCE AMENDMENT WOULD BE APPROPRIATE TO ALLOW SOME FLEXIBILITY IN THE CURE PROCESS, AND THEN WE WOULD COME BACK AFTER THAT IF IT WAS WITHIN A REASONABLE AMOUNT OF TIME. THANK YOU. I'LL BE HAPPY TO ANSWER ANY QUESTIONS YOU MIGHT HAVE.

MAYOR WYNN: THANK YOU, MR. SUTTLE. QUESTIONS FOR THE AGENT, COUNCIL? I WILL JUST SAY THAT I -- I DO APPRECIATE AND SUPPORT THE PLANNING COMMISSION RECOMMENDATION. I TOO AGREE, AND I THOUGHT, BY THE WAY, CITY ATTORNEY, I LIVE TWO AND A HALF BLOCKS DOWN WEST AVENUE FROM THIS SITE, AND I'M COMFORTABLE NOT NEEDING TO RECUTE MYSELF ON THIS CASE. I THINK IT HAS NO IMPACT WHATSOEVER ON ME OR MY NEIGHBORS WHO ARE SITUATED LIKE I AM, IS THAT -- MY OPINION, 7TH STREET, BECAUSE WE HAD A BIG CASE JUST MONTHS AGO -- YOU KNOW, 7TH STREET WOULD BE THE NORTH BOUNDARY OF WHAT WOULD BE THE BLOCK ALONG SIXTH STREET, WHICH I CONSIDER TO BE THE CORE TRANSIT CORRIDOR LEADING OUT OF WEST DOWNTOWN, AND SO I THINK THAT THAT IS AN ABSOLUTE FIRM LINE WHEN IT COMES TO THE CBD ZONE, NO CBD SPOT ZONING NORTH OF 7TH STREET THERE. AND SO THE COMMENT THAT MR. REILLY MADE REGARDING THE APPROACH -- THE ABILITY FOR COMPATIBILITY NOT TO HAVE AN IMPACT ON DEVELOPMENT IF THERE..... CERTAIN THINGS ARE MET, DESIGN STANDARDS, IN THAT PART OF TOWN, AT LEAST FIRST LEVEL COMMERCIAL SPACE, WATER, SIDEWALKS, TRADE -- AND SO I LIKE THE CONCEPT OF US PERHAPS TRYING TO FIGURE OUT IN SOME INTERIM WAY HOW -- HOW APPROPRIATE COMPATIBILITY CAN BE -- APPROPRIATE PROJECTS CAN BE REWARDED WITH NOT HAVING TO MEET THE TECHNICAL REQUIREMENTS OF CAPACITYABILITY STANDARDS. SO IF STAFF CAN GET THAT DONE IN SOME REASONABLE PERIOD OF TIME OR WORK WITH THE

PLANNING COMMISSION TO COME UP WITH WHAT THAT DYNAMIC LOOKS LIKE, BUT I THINK AS MR. SIFF OR OTHERS SAID THAT DMU DOES SEEM APPROPRIATE ALONG THAT PART OF WEST AVENUE, PARTICULARLY NOT BEING IN A CAPITAL VIEW CORRIDOR, AND -- BUT AT THE SAME TIME IT SEEMS TO ME WE SHOULD BE ABLE TO FIGURE OUT HOW TO REWARD GOOD DESIGN WITH RELIEVING THEM OF THE UNCERTAINTY OF THE CONCEPT OF COMPATIBILITY. FURTHER COMMENTS, THOUGHTS? MAYOR PRO TEM?

DUNKERLEY: I WAS -- I REALLY WANT TO THANK MR. REILLY AND MR. SUTTLE FOR SORT OF GIVING US A BLUEPRINT ON HOW TO GO FORWARD ON THIS. I THINK MOST EVERYBODY IS AGREED ON NOT WANTING CBD IN THAT PARTICULAR AREA, BUT I THINK MOST PEOPLE UNDERSTAND ALSO THE RISK THAT'S TAKEN IN THIS KIND OF PROJECT. SO MY UNDERSTANDING IS THAT IF WE APPROVE ON FIRST READING TONIGHT THE DMU-CO ZONING AND THEN DIRECT THE STAFF TO GO FORWARD WITH A -- AN ORDINANCE CHANGE THAT WOULD ALLOW THE CURE OVERLAY TO INCLUDE COMPATIBILITY -- OR TO MODIFY THE COMPATIBILITY STANDARDS WITHIN THE DMU BASE UNIT UNDER CERTAIN CIRCUMSTANCES, IF THEY COULD GET THAT CODE BACK -- CHANGE BACK TO US IN ABOUT 60 DAYS, AND I'M LOOKING AT GREG TO SEE IF THAT WOULD BE POSSIBLE, AND THEN COME BACK AND DO SECOND AND THIRD READING AFTER THAT, I THINK THAT WOULD PROTECT THE NEIGHBORHOOD'S INTEREST IN NOT HAVING CBD ZONING ON THAT PARTICULAR -- IN THAT PARTICULAR AREA, AND AT THE SAME TIME WE COULD GET SOME PROTECTION FOR THE DEVELOPER HAS MAYBE HALFWAY THROUGH A PROJECT AND FINDS OUT HE'S GOT ANOTHER MAJOR ISSUE TO DEAL WITH AFTER HE SPENT A LOT OF MONEY. SO I GUESS MY QUESTION TO YOU IS, DO YOU THINK YOU COULD GET AN OVERLAY OF THIS TYPE BACK TO US WITHIN 60 DAYS?

IT MAY BE A LITTLE DIFFICULT GIVEN THE HOLIDAYS THAT ARE COMING UP. I THINK WE'VE KIND OF MISSED THE WINDOW FOR NOTIFICATION FOR THE PLANNING COMMISSION FOR THEIR NEXT MONTH'S MEETING, SO IT WOULD PROBABLY COME TO THE PLANNING COMMISSION IN JANUARY. THERE'S A CHANCE I COULD GET IT ON TOWARDS

THE END OF JANUARY, COULD BRING IT BACK TO YOU EARLY FEBRUARY FOR AN AMENDMENT. I THINK THERE WILL BE A CONSIDERABLE AMOUNT OF INPUT FROM THE NEIGHBORHOODS THAT BORDER DMU PROPERTY RIGHT NOW.

DUNKERLEY: I THINK THAT WOULD BE FINE. WE APPRECIATE YOUR BEST EFFORTS ON THAT. SO THIS WAS ONE OF THOSE TRICKY THINGS WHERE EVERYBODY AGREED BUT COULDN'T QUITE FIGURE OUT HOW TO MAKE IT WORK WITH OUR CURRENT CODE. SO THAT'S GOING TO BE MY -- I CAN MAKE A MOTION, IF YOU'D LIKE.

MAYOR WYNN: I'LL ACCEPT THAT AS A MOTION.

DUNKERLEY: I WOULD MOVE THAT WE CLOSE THE PUBLIC HEARING AND APPROVE ON FIRST READING THE STAFF AND PLANNING COMMISSION RECOMMENDATIONS OF DMU-CO, INCLUDING THE LIST OF SIX RESTRICTIONS THAT MR. REILLY MENTIONED, AND THAT'S -- I GUESS THAT'S THE MOTION.

MAYOR WYNN: MOTION BY MAYOR PRO TEM TO CLOSE THE PUBLIC HEARING AND APPROVE ON FIRST READING ONLY. PLANNING COMMISSION RECOMMENDATION OF DMU-CO NOTING THE SIX CONDITIONS. SECONDED BY COUNCIL MEMBER MARTINEZ. FURTHER COMMENTS?

GUERNSEY, MAYOR, TO MAKE A COMMENT ABOUT THE CURE ISSUE, I WANT TO MAKE SURE THAT WE DON'T HAVE SOME UNINTENDED CONSEQUENCES. I AGREE WITH THE DIRECTIVE IN THIS CASE, BUT I BELIEVE CURE ALSO EXTENDS INTO EAST AUSTIN, AND IF WE CREATE A PROVISION THAT ELIMINATES COMPATIBILITY IN ALL CURE-ZONED AREAS, I DON'T WANT US TO SEE UNINTENDED CONSEQUENCES IN EAST AUSTIN WHERE WE --

DUNKERLEY: MAYBE WE COULD LIMIT THAT APPLICATION TO -- I DON'T WANT TO CALL IT DOWNTOWN BECAUSE IT'S REALLY THE ORIGINAL RESIDENTIAL AREA AS TED MENTIONED, SO MAYBE YOU COULD COME BACK WITH SOMETHING THAT WOULD LIMIT IT TO --

GUERNSEY: WEST OF 35.

DUNKERLEY: YEAH.

MAYOR, I SUGGEST ON THAT, MAYBE WE COULD AT LEAST LIMIT IT TO THE AREAS WITHIN THE BOUNDARIES OF THE DOWNTOWN PLAN.

OR THE RELATIVE, BY THE WAY, IF WE COULD LIMIT IT TO DMU ZONING, WHICH MIGHT BE A BETTER WAY TO DO IT, IN CASE WE WOULD HAVE INSTANCES -- WE'VE HAD THAT COME UP IN A COUPLE OCCASIONS WHERE WE WANTED TO DO A DMU ZONING -- ZONING ANOTHER APPROPRIATE LOCATION AND THIS ISSUE HAS COME UP.

MAYOR WYNN: WELL, MY INSTINCT IN THAT RESPECT IS THAT I THINK WE CAN, YOU KNOW, STATE THESE THOUGHTS OR CONCERNS BUT THEN HOPEFULLY LET STAFF WORK THROUGH WITH THE PLANNING COMMISSION AND AS THEY TEE THEM UP, GIVE THEM A CHANCE TO GET THEIR THOUGHTS AND FEEDBACK BEFORE WE TAKE FINAL ACTION AS A COUNCIL IN A COUPLE MONTHS.

DUNKERLEY: I THINK WHAT I WAS ORIGINALLY CHATTING UP HERE, I DID MENTION THE DMU BASE DISTRICT, AND I THINK I FORGOT IT IN MY MOTION. SO.

MAYOR WYNN: MOTION AND SECOND ON THE TABLE, FIRST READING ONLY. FURTHER COMMENTS? COUNCIL MEMBER LEFFINGWELL?

LEFFINGWELL: JUST TO CLARIFY, YOUR MOTION IS FOR DMU-CO OR DMU CURE?

DUNKERLEY: RIGHT NOW I THINK I WANTED TO DO THE PLANNING COMMISSION RECOMMENDATION -- I THINK THAT WAS DMU-CO, WASN'T IT? AND THEN WE'LL COME BACK WITH THE CURE OVERLAY ONCE THE OVERLAY ISSUE IS COMPLETED. DO YOU WANT ME TO -- I MEAN, I DON'T MIND PUTTING CURE.

I DON'T KNOW IF THAT WOULD CAUSE A NOTIFICATION ISSUE COMING BAB FOR SECOND READING. IF IT WERE ON THE

CURE NOW WE WOULDN'T HAVE A NOTIFICATION ISSUE.

DUNKERLEY: I'LL DEFER TO OUR PLANNING DIRECTOR.

GUERNSEY: THERE MAY BE A NEED TO RENOTIFY BECAUSE WE'RE NOT SURE WHAT THE AMENDMENT COMES OUT OF THE CURE, SO THERE MAY BE A NEED TO TAKE IT BACK TO THE COMMISSION AND LET THEM LOOK AT IT AGAIN IN LIGHT OF THE NEW DISTRICT. I UNDERSTAND YOUR RECOMMENDATION RIGHT NOW IS THE PLANNING COMMISSION RECOMMENDATION.

DUNKERLEY: BUT YOCHT TO START A.....IDON'T WANT TO START A NOTIFICATION PROCESS ALL OVER AGAIN. [NO AUDIO] [TECHNICAL DIFFICULTIES]

GUERNSEY: I THINK WE CAN CURE -- NO PUN INTENDED, THAT NOTIFICATION ISSUE BEFORE WE BRING IT BACK TO YOU FOR YOUR FINAL ACTION.

DUNKERLEY: TO HAVE IT NOW SO YOU DON'T HAVE TO DO ADDITIONAL NOTIFICATION?

THE PROBLEM IS WE'RE NOT POSTED RIGHT NOW AT THIS MOMENT AND I'M NOT SURE WHAT THE FINAL FORMAT OF THE CURE WILL BE.

DUNKERLEY:

MAYOR WYNN: DMU-CO WITH THE SIX CONDITIONS.

DUNKERLEY: DMU-CO, YEAH. OKAY.

MAYOR WYNN: FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: OPPOSED? MOTION PASSES ON FIRST READING ONLY ON A VOTE OF 7-.. 7-0. COUNCIL AND FOLKS, THAT TAKES US TO OUR -- LATE TO OUR 5:30 BREAK FOR LIVE MUSIC AND PROCLAMATIONS. STAY TUNED FOR LZ

LOVE. PLUSH.....[MUSIC PLAYING]

MAYOR WYNN: OKAY. FOLKS, MAY I HAVE YOUR ATTENTION, PLEASE? WELCOME TO OUR WEEKLY LIVE MUSIC GIG AT THE THURSDAY WEEKLY AUSTIN CITY COUNCIL MEETING. JOINING US TODAY IS LZ LOVE. [CHEERING] [APPLAUSE]

LZ'S SOLO CAREER BEGAN IN 1995, WHEN HER SOLO SONG REACHED NO. 2. SANG IN THE BROADWAY PRODUCTION OF THE LION KING, SHEE PERFORMED A TOUR OF LONG LIST OF MUSICAL ICONS, MARY WELLS, LUTHER VANDROS, AND STEVEN MALLY. IT'S A UNIQUE BLEND OF RB AND SOUL. PLEASE JOIN ME IN WELCOMING RZ LOVE AND HER BAND. [MUSIC PLAYING] [(music) SINGING (music)]

THANK YOU. ON VOCALS, CHRIS BROWN ON BASS, ADAM IS ON GUITAR AND VOCALS AND MR. ALEX COATS ON SAXAPHONE. THANK YOU.

MAYOR WYNN: A ROCKING CITY COUNCIL MEETING, HOW ABOUT IT? YOU TELL US -- THE MAYOR'S OFFICE HAS ONE BUT WHERE DO FOLKS GET A COPY OF YOUR LATEST CD, WHAT'S YOUR WEB SITE, WHERE YOU GET YOUR --

SURE. YOU CAN GO TO WATERLOO RECORDS AND FIND MY CURRENT C..CD, MY TITLE TRACK, AND LIGHTNING RED AND MYSELF, WE HAVE AN ACOUSTIC CD OUT AND WE HAVE A NEW SINGLE OUT WHICH IS CALLED CHANGE IS GOING TO COME. AND THAT WILL BE OUT. YOU CAN FIND ME ON RUSSELL'S NEW CD THAT WAS JUST RELEASED FROM FRANCE AND I'M ON TWO OF THOSE TRACKS AS WELL. SO A LOT OF BLESSINGS, YOU KNOW, A LOT OF GOOD STUFF IS HAPPENING AND I'M HAPPY TO BE HERE IN AUSTIN, TEXAS.

MAYOR WYNN: HAPPY TO HAVE YOU. [APPLAUSE]

MAYOR WYNN: SO WHERE CAN WE SEE YOU NEXT? WHERE ARE YOU GIGGING NEXT?

MY NEXT GIG WILL BE AT THREAD GILLS ON THE 9TH AND THAT'S GOING TO BE FOR BRUNCH. I'VE BEEN DOING THOSE THERE FOR A LONG TIME, AND, YOU KNOW, IF YOU DON'T FEEL LIKE COOKING ON SUNDAY MORNING, YOU CAN COME

IN AND HAVE -- EVERYBODY KNOWS THEY THROW DOWN AT
THREAD GILLS. CAN I GET AN AMEN?

AMEN.

THAT'S WHAT I'M TALKING ABOUT. WE'LL BE THERE FROM 11
TO 1:00. I'M WORKING ON A NEW RECORD IN THE STUDIO
WITH CALVIN RUSSELL AND SOME PEOPLE, THEY'RE
HELPING ME TO GET SOME PEOPLE OVER IN FRANCE.

HOW ABOUT A WEB PAGE?

YOU CAN GO TO MY WEB SITE, LZ-LOVE.COM, AND MR.
STEVE AUSTIN IS RIGHT THERE. THAT'S MY WEB DESIGNER
AND HE HOSTS THAT WEB SITE. I'D LIKE TO GIVE HIM SOME
LOVE. [APPLAUSE]

MAYOR WYNN: ALL RIGHT. SO LZ-LOVE.COM, I HAVE AN
OFFICIAL PROCLAMATION THAT READS, BE IT KNOWN THAT
WHEREAS THE CITY OF AUSTIN, TEXAS IS BLESSED WITH
MANY CREATIVE MUSICIANS WHOSE TALENT EXTENDS TO
EVERY MUSICAL GENRE AND OUR MUSIC SCENE THRIVES
BECAUSE AUSTIN AUDIENCE SUPPORTS MUSICIANS,
NEWCOMERS AND LEGENDS, WE'RE PLEASED TO
SHOWCASE AND SUPPORT OUR LOCAL ART THEES. I, WILL
WYNN, MAYOR OF THE LIVE MUSE CAPITAL OF THE WORLD
DO HEREBY PROCLAIM TODAY, NOVEMBER 29, 2007 AS LZ
LOVE DAY IN AUSTIN, TEXAS. CONGRATULATIONS.
[APPLAUSE]

I'D ALSO LIKE TO THANK MY MOTHER, WHO INSPIRED ME.
SHE'S NO LONGER WITH ME IN THE FLESH BUT SHE'S THE
REASON THAT I AM AS FREE AS I AM TODAY, AND I JUST
WANT TO TELL EVERYBODY, BELIEVE IN YOURSELF AND BE
WHO YOU ARE. YOU DON'T HAVE TO PAINT A SIGN ON
YOURSELF SAYING WHO YOU ARE BUT JUST BE WHO YOU
ARE. I'M PROUD OF WHO I AM, I'M PROUD OF MY GENDER, I'M
PROUD OF MY PEOPLE UP HERE. AND I WANT TO SAY THANK
YOU, PEACE AND LOVE TO EVERYBODY. THANK YOU.
[APPLAUSE]

MAYOR WYNN: OKAY. AND SO WHILE LZ AND THE GUYS
BREAK DOWN ON THAT SIDE OF THE ROOM, WE'RE GOING TO

USE THIS PODIUM TO CONTINUE OUR WEEKLY PROCLAMATIONS. WE USE THIS TIME EACH WEEK TO TRY TO RAISE AWARENESS ABOUT ISSUES, SAY THANK YOU TO PEOPLE, CONGRATULATIONS, AND SO OUR FIRST PROCLAMATION IS REGARDING C.O.P.D. AWARENESS MONTH, WHICH STANDS FOR CHRONIC OBSTRUCTIVE PULMONARY DISEASE, SO I'LL READ THE PROCLAMATION AND LAURA CHAPMAN WILL TELL YOU ABOUT WHY WE SHOULD BOTHER TO HAVE A MONTH..... MONTH LIKE CLPD AND HOW WE CAN RAISE AWARENESS ABOUT A SERIOUS HEALTH ISSUE IN AMERICA. SO THE PROCLAMATION READS, CHRONIC LUNG DISEASES SUCH AS EMPHYSEMA AND CHRONIC BRONCHITIS KNOWN AS COPD ARE THE FOURTH LEADING CAUSE OF DEATH IN THE U.S. AND WHEREAS 16 MILLION AMERICANS HAVE BEEN DIAGNOSED WITH SOME FORM OF COPD AND THE SAME NUMBER GO UNDIAGNOSED, WHICH IS WHY RAISING AWARENESS OF THE DISEASE AND ITS SERIOUS SIDE EFFECTS IS SO CRITICAL, AND WHEREAS COPD IS AN INVISIBLE DISEASE WHERE SYMPTOMS APPEAR BUT AWARENESS, EARLY DETECTION AND TREATMENT ARE CRUCIAL IN THE PREVENTION OR SLOWING OF THE SPREAD OF LUNG DISEASE. SO THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HEREBY PROCLAIM NOVEMBER 2007 AS CHRONIC OBSTRUCTIVE PULMONARY DISEASE AWARENESS MONTH HERE IN AUSTIN, AND ASK LAURA CHAPMAN TO TELL US MORE ABOUT WHY WE'RE BOTHERING TO DO IN... THIS IN AUSTIN, TEXAS. AND JOIN ME IN WELCOMING LAURA AND HER FRIENDS.

THANK YOU, MAYOR. THIS IS MY FOURTH YEAR TO BE HERE, SO THANK YOU FOR LETTING US COME HERE CONSECUTIVELY. I -- WE HAVE A SMALL GROUP HERE TODAY, IT'S THE THREE OF US. PARTLY BECAUSE SOME OF THE PEOPLE REPRESENTING OUR GROUP AND THE WORK WE DO ARE ON THEIR WAY TOMORROW TO FLORIDA TO A CONFERENCE SO THEY CAN CONVENE AND TALK ABOUT STRATEGY TO ADDRESS THIS IMPORTANT ISSUE. SO MY LEFT IS MY LITTLE BOY, JACOB, AND THIS IS HIS FOURTH YEAR TO BE HERE AS WELL, AND CYNTHIA, PART OF OUR COMMITTEE. AND WHAT I WANT TO TELL YOU, I WAS THINKING ABOUT HOW DO YOU TALK ABOUT SUCH AN

IMPORTANT MESSAGE IN VERY CONDENSED, CONCISE WAY. I'M JUST GOING TO STICK TO THE OLD, WHAT, WHY, WHERE, WHO AND WHEN. WHAT IS COPD? IT'S CHRONIC OBJECT INSTRUCTIVE.....OBSTRUCTIVE PULMONARY DISEASE. MOST PEOPLE DON'T KNOW THAT THEIR LUNGS ARE RESILIENT FOR MANY YEARS, AND THEY ARE BRILLIANT MACHINES INSIDE OUR BODY THAT ALLOWS US TO DO ALL THE NORMAL FUNCTIONS, THAT ALLOWS LZ LOVE TO CRANK IT OUT THE WAY SHE DID. YOU CAN LIVE WITH LUNG DISEASE FOR MANY YEARS WITHOUT ANY SYMPTOMS. WHAT OUR COMMITTEE IS TRYING TO DO HERE IN AUSTIN LOCALLY AND STATEWIDE, NATIONALLY AND WITH THE AMERICAN LUNG ASSOCIATION AND PARTNERS, IS TO TALK ABOUT EARLY DETECTION, AND GENERALLY IF YOU CAN GET SOMEONE DETECTED VERY EARLY THE WAY YOU DO HEART DISEASE, CANCER, OTHER DISEASES, SOMETIMES YOU CAN MOTIVATE SOMEBODY TO MAKE A LIFESTYLE CHANGE AND THEY'RE GOING TO LIVE A LOT LONGER HEALTHIER LIVE WITH LESS DIMINISHED QUALITY OF LIFE. SO AN EXAMPLE, THIS IS MORE OF THE WHAT. IF YOU HAVE SOMEBODY WHO'S 38 WHO'S BEEN SMOKING SINCE THEY WERE 10, A PACK A DAY, WHICH I SEE ALL THE TIME, AND THEY'RE ON A LUNG TRANSPLANT WAITING LIST, THE SYMPTOMS MIGHT HAVE COME ABOUT WHEN THEY WERE IN THEIR 20S, BUT TYPICALLY IF YOU HAVE SOMEBODY IN THEIR FOURTHS.....40S, THAT'S WHEN WE WANT PEOPLE SCREENED. IT'S IMPORTANT THAT THEIR FISH.....FER THEIR PHYSICIAN SAY, THAT TIGHTNESS IN YOUR CHEST, IT MIGHT BE YOUR LUNGS. LET'S DO A SIMPLE LOW COST TEST, DETECT IT, GET YOU TREATMENT SO WE CAN SLOW THE PROGRESSION. THERE ARE LOTS OF PEOPLE AT HOME RIGHT NOW ISOLATED WITH THIS DISEASE. I TALK TO THEM DAILY, AND THEY'RE ISOLATED AT HOME AND THEY WOULD BE HERE IF THEY COULD, BUT A SIMPLE TASK SUCH AS PICKING UP ORANGE JUICE CAN BE REALLY HARD. SO THEY CAN'T MAKE IT ALL THE WAY DOWN HERE TO DO THIS SO I'M SPEAKING ON THEIR BEHALF. THE OTHER WHY IS BECAUSE THEY HAVE LITTLE PEOPLE, LIKE MY KIDO, WHO NEED TO KNOW THAT PICKING UP THE FIRST CIGARETTE IS THE FIRST STEP TO POSSIBLY SOMEDAY HAVING COPD. COPD, YOU LIVE WITH IT FOR A LONG TIME, AND IT CAN BE PAINFUL AND ISOLATING. SO THAT'S THE WHY. WE NEED TO ENCOURAGE PEOPLE TO KNOW ABOUT IT, DO SOMETHING

ABOUT IT AND POSSIBLY HALT THE ONSET ALTOGETHER. AND I JUST -- I ASKED CYNTHIA TO BE HERE BECAUSE SHE'S BEEN PART OF OUR COMMITTEE DOING FREE SCREENINGS. WE'VE DONE AN EDUCATION PROGRAM FOR DOCTORS IN OUR COMMUNITY, AND WE'RE LAUNCHING A STATEWIDE COALITION HERE IN AUSTIN. SO THAT'S THE MOST OF IT, AND IF YOU HAVE ANY QUESTIONS ABOUT YOURSELF, SYMPTOMS, A LOVED ONE, YOU CAN CALL ME AT THE ALA IN AUSTIN. JUST ASK FOR LAURA. I'M THE ONLY ONE THERE NAMED LAURA, AND I'LL HELP HOOK YOU UP WITH RESOURCES. ONE MORE THING, I'D LIKE TO THANK THE MAYOR AND CITY COUNCIL FOR BEING SO PROGRESSIVE IN YOUR -- IN TAKING MEASURES FOR CLEAN AIR QUALITY. THAT'S ANOTHER VERY IMPORTANT STEP. SO THANK YOU FOR ALL THAT YOU'VE DONE.

MAYOR WYNN: THANK YOU ALL... ALL. [APPLAUSE]

MAYOR WYNN: SEE YOU NEXT YEAR.

MAYOR WYNN: OKAY. WARREN, COME UP. [APPLAUSE] AGAIN, SO WE USE THIS TIME EACH WEEK TO SAY THANK YOU, CONGRATULATIONS SO FREQUENTLY, WE ALL STILL USE IT TO SAY GOOD-BYE, UNFORTUNATELY, I GUESS WE'RE SAYING THANK YOU AND WE'RE SAYING GOOD BY TO WARREN ST STRUSS WHO'S RETIRING AS PARKS AND RECREATION DIRECTOR. I'M JOINED FOR CLETION, CITY MANAGER TO SAY GOOD-BYE. WHEN HE BECAME PARKS DIRECTOR FOUR OR FIVE YEARS AGO, HE TOLD ME, MAYOR, IF THE AGGIES CAN BEAT THE LONGHORNS JUST TWO YEARS IN A ROW I CAN RETIRE. [LAUGHTER]

MAYOR WYNN: SO I THINK WHAT I'LL DO, IS I'LL READ DISTINGUISHED SERVICE AWARD FOR WARREN AND I'D LIKE TO ASK CITY MANAGER FUTRELL TO SAY SOMETHING ABOUT HIS LONG SERVICE TO US HERE IN THE CITY OF AUSTIN. SO CITY OF AUSTIN OFFICIAL DISTINGUISHED SERVICE AWARD READS, FOR 28 YEARS IN THE PUBLIC SERVICE WITH THE CITY OF AUSTIN, THE PAST THREE AS DIRECTOR OF THE PARKS AND RECREATION DEPARTMENT, WARREN STRUSS IS DESERVING OF PUBLIC ACCLAIM AND RECOGNITION. DURPG HIS TENURE WITH THE PARKS AND RECREATION DEPARTMENT WARREN HAS PROVIDED LEADERSHIP IN

SEVERAL ROLES, INCLUDING DIVISION MANAGER OF OPERATIONS, CHIEF OF PARK POLICE AND DEPARTMENT DIRECTOR. HIS UNDYING DEDICATION TO THE PRESERVATION AND PROMOTION OF THE CITY'S PARK SYSTEM WAS ADMIRER BY ALL. HIS IMPECCABLE CHARACTER, HIS STRATEGIC APPROACH TO PROBLEM SOLVING AND HIS ADVOCACY FOR THE PUBLIC INTEREST HAS SERVED HIS STAFF AND THE PUBLIC WELL. UNDER HIS LEADERSHIP HE RECEIVED THREE DISTINGUISHED HONORS FROM THE NATIONAL RECREATION AND PARK. THE CLASS ONE GOLD AWARD, THE EXCELLENCE AWARD, AND RECOGNITION AS A NATIONALLY ACREDITED PARKS AND RECREATION DEPARTMENT, THE EPITOME OF A CIVIL SERVICE AND A FRIEND TO ALL HE MET, WARREN HAS MADE AUSTIN THE CITY WITHIN A PARK. A BETTER PLACE TO LIVE THROUGHOUT HIS EFFORTS. THIS CERTIFICATE IS PRESENTED WITH OUR ADMIRATION AND APPRECIATION, THE 29TH DAY OF NOVEMBER, 2007, SIGNED BY ME AND ACKNOWLEDGED BY THE CITY COUNCIL. THE CITY OF AUSTIN DISTINGUISHED SERVICE AWARD FOR MR. WARREN STRUSS. [APPLAUSE]

IT JUST FEELS LIKE WE HAVE ONE OF THESE AFTER ANOTHER, THESE THURSDAYS, AND YOU ARE SEEING, REALLY, THE PASSING OF TRUE EXCELLENCE OUT OF OUR ORGANIZATION. BORN IN EAGLE LAKE, TEXAS, BORN TO BE TWO THINGS, SADLY, AN AGGIE. [LAUGHTER] BUT ALSO -- BUT ALSO A PARKY. I MEAN, TRULY HIS DESTINY. HE GRADUATED IN 1975. HE DID A VERY SHORT STINT AT PEDESTRIANER.....PEDERNALES FALLS STATE PARK. MARRIED COLLEEN, HAD HIS TWO KIDS, HEATHER AND BRANDON, AND THEN CAME TO AUSTIN WHERE HE STARTED -- TRULY STARTED HIS DESTINY. AND OF COURSE I THINK YOU KNOW WE SAID HE GOT -- HE GOT ONE OF HIS TWO DEGREES FROM TEXAS A&M UNIVERSITY, FOR WHICH WE FORGIVE HIM. HE ALSO ALSO HAS AN APPLIED POLITICS DEGREE FROM SOUTHWEST UNIVERSITY AS WELL AS A DEGREE FROM TEXAS A&M. FOR OVER 28 YEARS WARREN HAS SERVED IN VIRTUALLY EVERY JOB INSIDE OUR PARKS DEPARTMENT. I COULD GIVE YOU THE LIST OF THE TITLES BUT THEY START FROM THE VERY BEGINNING, AND OVER 28 YEARS WORKING HIS WAY THROUGH TO THE DIRECTOR OF

OUR PARKS DEPARTMENT. EVERYTHING FROM PARKS OPERATIONS SUPERVISOR TO OUR PARKS POLICE CHIEF. UNTIL HE BECAME OUR PARKS DIRECTOR IN 2004. AND HE TOLD ME AT THAT TIME THAT THIS WOULD BE -- THIS WAS REALLY CAPPING OFF HIS CAREER WITH US AND THAT HE WOULD -- HE WAS GOING TO STAY, REALLY, FOR JUST ABOUT THE LENGTH OF MY TENURE, AND WE ARE MANAGING TO LEAVE HERE RIGHT ABOUT THE SAME TIME. HE HAS TRULY LED THE PARKS DEPARTMENT TO SOME EXTRAORDINARY ACCOMPLISHMENTS, AND YOU HEARD THE MAYOR SAY THEM, THE GOLD MEDAL AWARD, THE AQUATICS AWARDS AND THE MOST RECENT ACCREDITATION OF THE PARKS DEPARTMENT, ONE OF THE FINEST IN THE COUNTRY, AND SO MUCH ATTRIBUTABLE TO THE LEADERSHIP OF WARREN AND OF COURSE TO THE EXTRAORDINARY MEN AND WOMEN WHO WERE IN YOUR PARKS DEPARTMENT. HE NEVER FORGOT WHERE HE CAME FROM, FROM THE BEGINNING TO THE END OF HIS CAREER, ALWAYS A MEMBER OF THE PARKS FAMILY, A DANCING DOLL, A PARKY. I UNDERSTAND HE EXPECTS TO BE FISHING AND GOLFING AND DOING JUST TRULY RECREATIONAL THINGS. HE WILL BE GREATLY MISSED, IRREPLACEABLE, UNFORGETTABLE, LET'S GIVE WARREN HIS DISTINGUISHED SERVICE AWARD. WARREN, 1979 TO 2007, HE COULDN'T HOLD OUT FOR 31 YEARS, YOUR MISSION FOR PUBLIC SERVICE NOT ONLY MADE A DIFFERENCE BUT PROVIDES A BENCHMARK FOR HELPING MAKE AUSTIN THE MOST LIVABLE CITY IN THE COUNTRY. WARREN? [APPLAUSE]

AND THEN -- AND OF COURSE IT WILL BE NO SURPRISE TO YOU THAT OUR TRADITIONAL STREET SIGN IS GOING TO READ WARREN STRUSS PARKWAY, RIGHT..... RIGHT? [APPLAUSE]

MAYOR WYNN: AND I HAVE A BIG M.

HE..EVENING, MAYOR, I'VE GOT THE PULPIT TODAY. THIS IS MY LAST OPPORTUNITY, RIGHT, PAUL? AND YOU KNOW HOW MUCH I LOVE IT. I'LL BE BRIEF. I KNOW THAT COUNCIL HAS A LOT MORE WORK TO DO. BUT I'M COMPELLED TO THANK YOU, MANY OF YOU, SO IF YOU'LL LET ME INDULGE YOU FOR JUST A MOMENT, I NEED TO SAY A FEW THINGS. I'VE BEEN HONORED AND PRIVILEGED. IT'S BEEN AN INCREDIBLE JOY,

INCREDIBLE RIDE, THIS PARKS AND RECREATION DEPARTMENT HAS BEEN FOR ME. I'VE GOT TO SAY THANK YOU FIRST AND FOREMOST TO THE MOST INSPIRATIONAL PERSON IN MY LIFE, MY WIFE, COLLEEN. THANK YOU, DOLL. I LOVE YOU. [APPLAUSE] , YOU KNOW, 28 YEARS IN THE PARKS AND RECREATION DEPARTMENT, OUR BUSINESS IS PEOPLE'S PLEASURE. WE WORK WHEN PEOPLE ARE HAVING PLUSH AND GOING OUT AND HAVING FUN. WHAT DOES THAT MEAN? THAT MEANS NIGHTS, WEEKENDS, HOLIDAYS, WHEN I WASN'T AROUND, TRAIL OF LIGHTS, 28 YEARS OF TRAIL OF LIGHTS, 28 YEARS OF TREE LIGHTING. INCREDIBLE TO HAVE THAT OPPORTUNITY. IT'S TIME TO PASS THE TORCH, AND WE'RE GOING TO PASS IT TO A GUY THAT I'VE WORKED WITH FOR 27 YEARS. STEWART STRONG. CONGRATULATIONS ON YOUR ACTING DIRECTOR. I LOOK FORWARD TO IT. YOU KNOW, I'VE GOT TO TALK ABOUT THINGS TO -- FIRST OF ALL, TO OUR ESTEEMED MAYOR. I'VE GOT A FEW STORIES I'D LOVE TO TELL ABOUT HIM, BUT THE PAPER DOES JUST FINE. [LAUGHTER] SO I DON'T NEED TO BORE YOU WITH THOSE. BUT I DO WANT TO TELL YOU THAT THE MAYOR AND I HAVE THIS -- THIS INTERESTING BOND. YOU KNOW, I'VE HAD THE OPPORTUNITY TO SPEAK AT A NUMBER OF OCCASIONS ABOUT PARKS AND RECREATION AND PUBLIC SPACE AND HOW PEOPLE LOVE RECREATION AND PARKS, BUT EVERY TIME I WOULD GO TO THESE OCCASIONS WHO'S THE -- WHO'S THE DISTINGUISHED SPEAKER? IT'S THE MAYOR. AND FOR SOME REASON, LORRI, YOU'LL APPRECIATE THIS, I ALWAYS HAD TO END UP FOLLOWING THE MAYOR. WELL, WE HAVE A JOKE. AFTER HE SPOKE AT THREE OR FOUR OF THEM, HE ALWAYS STOLE MY THUNDER. YOU KNOW, I JOKED ABOUT IT, I SAID, MAYOR, I THINK YOU REALLY WANT MY JOB. I THINK YOU WANT TO BE A PARKS DIRECTOR. [LAUGHTER] HE SAID, YOU KNOW, I WOULDN'T MIND HAVING IT BECAUSE YOU MAKE A LOT MORE MONEY I DO. [LAUGHTER] MAYOR, THANK YOU, I THINK THIS IS PROBABLY THE BEST WEEK, BECAUSE THE MAYOR DIDN'T SAY IT, BUT I'LL SAY IT, IT'S GOING TO BE A GREAT YEAR BEHIND THE ORANGE CURTAIN NEXT YEAR, MAYOR, RIGHT? YEAH, NICK, WHERE ARE YOU? I DIDN'T HEAR IT. TO THE COUNCIL, TO THE MAYOR PRO TEM, BETTY DUNKERLEY, WHAT AN INCREDIBLE LEADER THAT SHE HAS BEEN. THANK YOU SO MUCH FOR EVERYTHING YOU'VE DONE. BETTY, WHEN SHE CAME IN, SHE TAUGHT US

SO MUCH. SHE LED US QUIETLY. SHE WAS AN INSPIRATION TO US AS STAFF, AND NOW SHE'S AN INSPIRATION ON THE DAIS. SO ALL THE REST OF THE COUNCIL, I COULD -- WE HAVE A COMMON BOND. THAT COMMON BOND ON THE DAIS, SEVEN PEOPLE ON THE DAIS. THERE'S ONE THING THAT'S UNIFIED ABOUT IT, AND THAT IS HOW IMPORTANT IT IS THAT THE PARKS AND RECREATION DEPARTMENT BE SUCCESSFUL, AND THAT WHOLE DAIS CONTINUES TO SUPPORT ITS PUBLIC SPACES, IT'S RECREATION PROGRAMS AND IT'S RURLTAL.....CULTURAL PROGRAMS AND OUTDOOR EXPERIENCE, BECAUSE THEY UNDERSTAND, AS THE CITIZENS UNDERSTAND, AND I'M LOOKING AT MARY ARNOLD, HOW IMPORTANT OUR PARKS AND RECREATION DEPARTMENT IS, AND I KNOW THEY'LL CONTINUE THAT IN THE FUTURE. I ALSO WANT TO THANK A VERY SPECIAL LADY, ANOTHER LADY THAT'S BEEN VERY DEAR TO ME, SOMEBODY THAT I HAVE WATCHED, NO, CITY MANAGER, I DIDN'T MAKE 31 YEARS, YOU DID, BUT I HAVE WATCHED HER, I HAVE SAT AT TABLES WITH HER IN THE EARLY '80S, THE MID-'80S, WATCHED HER WORK, WATCHED HER LEAD, WATCHED HER RESOLVE ISSUE AFTER ISSUE AND THEN I FINALLY HAD A CHANCE TO INTERVIEW WITH HER FOR THE DIRECTOR JOB, AND I HAVE ALWAYS BEEN ABSOLUTELY IMPRESSED AND INSPIRED BY YOUR CITY MANAGER AND MINE, TOBY FEUD..... FUTRELL. TOBY, THANK YOU. [APPLAUSE] I HAVE THE UTMOST RESPECT FOR HER AND HER STILLS AND EXPERIENCES AND I WILL ALWAYS REMEMBER THAT, AND IF SHE EVER NEEDS ANYTHING SHE JUST HAS TO PICK UP THE PHONE AND CALL. TO THE ASSISTANT CITY MANAGERS, I DON'T KNOW, IS MICHAEL HERE? , YOU KNOW, HE HIRED ME, AND WE HAVE A BOND. WE'RE JOINED AT THE HIP WITH RESPECT TO HOW IMPORTANT PARKS IS, HOW IMPORTANT LAW ENFORCEMENT IS, HOW IMPORTANT THE UNIFORM IS, AND I HAD A INCREDIBLE RIDE BECAUSE I HAD A CHANCE TO WEAR THE UNIFORM AS WELL, AND I KNOW HOW IMPORTANT IT IS TO HAVE PARK POLICE PROVIDING THAT SERVICE TO OUR PARKS AND RECREATION DEPARTMENT. CHIEF MCDONALD, THANK YOU SO MUCH FOR WHAT YOU'VE DONE. ALSO, BERT. BERT IS MY BOSS. HE'S QUIET, HE TAKES CARE OF BUSINESS, HE LICENSE..... LISTENS WELL AND HE'S A QUICK STUDY. HE IS AN INSPIRATION AS WELL. MY HAT IS OFF TO YOU, BERT. TO THE REST OF THE ASSISTANT CITY

MANAGERS, I HAVEN'T HAD A CHANCE TO REPORT TO THEM -
- WELL, MAYBE I HAVE. RUDY GARZA, RUDY, IT'S BEEN A
PLEASURE. YOU HAVE COME TO EVERY ONE OF OUR
EVENTS. YOU'RE ALWAYS THERE, YOU'RE ALWAYS ACTIVE.
YOU GOT MY PHONE NUMBER. YOU CALL ME, WE TAKE CARE
OF BUSINESS. LAURA HUFFMAN, SAME WAY, UNDERSTANDS
THE IMPORTANCE OF THE PARKS AND RECREATION
DEPARTMENT. KRISTEN BRINGS HER CHILDREN TO THE
EVENTS. THEY APPRECIATE WHAT IT IS THAT OUR PARKS
AND RECREATION DEPARTMENT FOLKS DO EVERY DAY. AND
THEY ENJOY THOSE PROGRAMS, AND THEY COME TO THEM
AND PARTICIPATE. I APPRECIATE IT. NOW TO THE UNSUNG
HEROES, TO THE PARKS AND RECREATION DEPARTMENT
EMPLOYEES. FIRST TO... TO MY OFFICE DIRECTOR STAFF.
WHEN I FIRST CAME IN I'LL ALWAYS REMEMBER NANCY,
WHEN I FIRST CAME IN IT WAS JUST YOU AND ME. AND THAT
PHONE WAS RINGING OFF THE HOOK AND I SAID, WAIT A
MINUTE, I THOUGHT I WAS SUPPOSED TO BE DIRECTOR?
AND I WAS ANSWERING PHONES AND NANCY WAS SAYING,
CAN YOU GET THAT PHONE? AND I SAID, IS THIS THE WAY
IT'S SUPPOSED TO BE? [LAUGHTER] BUT WE'VE COME A
LONG WAY, RIGHT? WE'VE COME A LONG WAY. TO ALL THE
OFFICE DIRECTOR, GLORIA, JASON, THANK YOU FOR
EVERYTHING YOU'VE DONE. IEWFER AN
INCREDIBLE.....YOU'RE AN INCREDIBLE TEAM. TO THE
EXECUTIVE TEAM. WHAT A TEAM, COREA RIGHT, STEWART
STRONG. WHAT DIRECTOR COULDN'T BE SUCCESSFUL WITH
THAT KIND OF QUALITY. MY HAT IS OFF TO YOU. OUR
DIVISION CHIEFS, AND I'M LOOKING AT A BUNCH OF THEM
ALONG HERE. I WON'T NAME ALL OF YOU, BUT YOU'RE
SPECIAL. YOU ARE THE LEADERSHIP, YOU ARE THE FUTURE
OF THE PARKS AND RECREATION DEPARTMENT. REMEMBER
THAT, YOU ARE THE VISION. YOU CREATE IT. CONTINUE IT.
IT'S IMPORTANT TO DO THAT. , YOU KNOW, I REFLECT BACK
WHEN I FIRST BECAME THE DIRECTOR, OUR PARKS BORLD,
I'VE ALWAYS SAID THAT IT'S IMPORTANT, IT'S REALLY
CRITICAL THAT WE HAVE A PARKS BOARD THAT'S
REFLECTIVE OF THE COMMUNITY, THAT CAN UNDERSTAND
WHAT IT IS WE DO AND HOW IMPORTANT IT IS TO BE AN
ADVOCATE FOR PARKS AND RECREATION. OUR CHAIR, LINDA
GUERRERO, COULD NOT -- WE COULDN'T ASK FOR A BETTER
CHAIR. LINDA, THANK YOU FOR ALL YOU'VE DONE. YOU'VE

BEEN AN INSPIRATION AND MOTIVATION FOR ALL OUR EMPLOYEES. YOU MAKE IT HAPPEN. OUR PARKS BOARD HAS EVOLVED TO BE A PARKS BOARD THAT LISTENS, UNDERSTANDS, AND MAKES A DIFFERENCE. MAKING A DIFFERENCE SHAPING THIS PARKS DEPARTMENT AS WELL AS HELPING SHAPE THE CITY. WE CAN'T DO IT WITHOUT A GREAT PARKS BOARD. YOU KNOW, I'LL END SOON, BUT WHAT I WANTED TO -- [LAUGHTER]

BUT WHAT I WANTED TO SAY ALSO IS HOW IMPORTANT -- HOW IMPORTANT THE LAST THREE YEARS HAVE BEEN TO ME. THE IMPACT THAT WE HAVE MADE. TOBY, YOU THINK ABOUT THE IMPACT, NOT THE IMPRESSION. LET ME TALK TO YOU ABOUT YOUR PARKS AND RECREATION DEPARTMENT IMPACT. YOU TALKED ABOUT THE GEORGE WASHINGTON CARVER MUSEUM. YOU TALKED ABOUT THE MEXICAN AMERICAN CULTURAL CENTER. YOU TALKED ABOUT, I'M SORRY, MAYOR, THE TOWN LAKE PARK DEDICATION. WE TALK ABOUT THE GUS GARCIA GROUND-BREAKING. WE TALKED ABOUT SO MUCH. BUT THERE'S VERY FEW CITIES IN THIS COUNTRY THAT CAN SAY THAT THEY WERE DETERMINED BY THEIR PEERS TO BE A GOLD MEDAL WINNER. THE BEST PARKS AND RECREATION DEPARTMENT IN THE COUNTRY AS WELL HAS BEEN A NATIONALLY ACREDITED DEPARTMENT. I AM SO IMPRESSED WITH THIS ORGANIZATION AND SO IMPRESSED WITH THE FUTURE LEADERS OF THIS DEPARTMENT. IN CLOSING, WE ARE VERY FORTUNATE IN AUSTIN TO HAVE A GREAT PARKS SYSTEM. IT IS INDEED A GREAT CITY WITHIN A PARK. GOD BLESS YOU. I LOVE THIS CAREER, I LOVE THE CITY. THANK YOU VERY MUCH. [APPLAUSE]

MAYOR WYNN: FOLKS. WE HAVE ONE MORE QUICK PRESENTATION. THIS IS ONE OF THE FELLOWS, BECAUSE IT'S SOMEBODY GIVING US AN AWARD. THIS IS A PRESENTATION AND RECOGNITION OF OUR AWARD WINNING CITY HALL. I'LL TURN IT OVER TO GALEN SCHROEDER WITH ENGINEERING.

THANK YOU. TALK ABOUT A TOUGH ACT TO FOLLOW. MY NAME IS GALEN SLADER. I'M WITH DATUM ENGINEERS. DATUM ENGINEERS IN CONJUNCTION WITH PE STRUCTURAL CONSULTANTS WERE THE STRUCTURAL DESIGNERS ON THIS

BEAUTIFUL BUILDING WE HAVE HERE. LAST MONTH MY WIFE AND I WENT TO PHILADELPHIA TO ACCEPT AN AWARD FROM THE NATIONAL COUNCIL OF STRUCTURAL ENGINEERS ASSOCIATION. WE WERE ONE OF THE -- THIS PROJECT WAS ONE OF THE TOP TWO IN THE COUNTRY IN THE 30 TO \$100 MILLION CATEGORY, AND SO I WANT TO -- I JUST WANT TO SAY THAT NORMALLY A STRUCTURAL ENGINEER IS IN THE BACKGROUND. YOU DON'T SEE MUCH ABOUT HIM, AND OUR WORK IS USUALLY COVERED UP WITH ARCHITECTURAL FINISHES. BUT OUR DESIGNERS -- ARCHITECTURAL DESIGNERS, ANTOINE CRADOK AND MS. REED OF AUSTIN, THEY TOOK AN EXTRA EFFORT TO EXPOSE SOME OF THE STRUCTURE AND ACCENTUATE IT, AND SO WE'RE HAPPY FOR THAT. WE ALSO WORK -- WE WORK WITH A REALLY GOOD STAFF HERE AT THE CITY HALL, AND WITH THE CITY, WITH FRED, NICK, NATHAN AND MANY OTHERS, SO THAT -- THAT WORKED REALLY WELL. SO IT WOULD BE AN HONOR FOR ME IF THE MAYOR, MAYOR WYNN AND THE REST OF THE CITY STAFF WOULD ACCEPT ONE OF THESE AWARDS FOR THE AUSTIN CITY HALL.

MAYOR WYNN: GLADLY. THANK YOU SO MUCH. [APPLAUSE]

THANK YOU SO MUCH. CONGRATULATIONS.

MAYOR WYNN: THE COUNCIL MEETING WILL RESUME AFTER THIS VERY SHORT BREAK. THANK YOU. BUR LYNN TALER TAYLOR GLASCO TERRACE CARLIE CARLEY OPT IN OPT OUT LYNN ANN MANCHACA WEDNESDAY I WENDY MELISSA LAR SEND LAR SEND LARSON RECREATION RECREATION HARPER'S BIEWR LINE BIEWR LEAN HONOREE HONOREES BOULDIN LUCKENBACH HAT FIELDS MCCOYS WENDY RHODES JONESES ANAEROBIC

MAYOR WYNN: I APOLOGIZE FOR THE LENGTHY DELAY IN BREAK. A COUPLE THINGS. COUNCIL, EARLIER WE HAD HAD OUR PRESENTATIONS ON ITEM NO. 26, WHICH WAS THE SELECTION OF THE CONSULTING PLANNING TEAM FOR THE EAST RIVERSIDE DRIVE PLANNING AREA, AND THERE WAS THE THOUGHT ABOUT, YOU KNOW, WAITING A WEEK, BUT WE TABLED IT FOR THE LAST COUPLE HOURS AND I THINK THERE'S CONSENSUS, SO I'LL ENTERTAIN A MOTION ON ITEM

26.

AND I WILL WITHDRAW MY MOTION TO POSTPONE.

MAYOR WYNN: THANK YOU VERY MUCH. ITEM NO. 26.

DUNKERLEY: I MOVE APPROVAL OF THE COUNTERS WITH ANA FOR THE WORK ON RIVERSIDE DRIVE.

MAYOR WYNN: MOTION BY COUNCIL MEMBER KIM, SECONDED BY COUNCIL MEMBER..... COUNCIL MEMBER COLE TO AUTHORIZE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SFLTIONS AGREEMENT WITH ANELISON ASSOCIATES INC. REGARDING OUR EAST RIVERSIDE DRIVE CORRIDOR PLAN. FURTHER COMMENTS? COUNCIL MEMBER KIM?

KIM: A COUPLE THINGS I'D LIKE TO SAY ABOUT THIS WORK IS I WANT TO MAKE SURE THAT YOU'RE INVOLVING ALL THE STAKEHOLDERS, ESPECIALLY THOSE WHO ARE SPANISH SPEAKING ONLY AND THOSE WHICH THE DEPARTMENT ASSOCIATION, WHICH HAS AN INTEREST IN THIS AREA, AND AS WE POINT OUT THIS CORRIDOR, I LIKE THE STATEMENT THEY HAD ABOUT THE VISION BEING DETERMINED BY THE PEOPLE WHO LIVE ON EAST RIVERSIDE AND I THINK THAT'S A REALLY TRUE STATEMENT WHEN IT COMES TO THE COMMITMENT OF THIS PROJECT. IT REALLY IS FOR THE PEOPLE WHO LIVE THERE AND WILL BE LIVING THERE FOR THE DECADES TO COME. SO I LOOK FORWARD TO THE WORK AND THE -- THIS IS ESPECIALLY ABOUT THE PEOPLE AND ESPECIALLY THE FAMILIES WHO LIVE THERE. THANK YOU.

MAYOR WYNN: COUNCIL MEMBER MARTINEZ?

MARTINEZ: I WANT TO THANK BOTH FIRMS. THEY'RE BOTH WELL QUALIFIED AND IT'S NOT AN EASY DECISION BUT THE POINT THAT I WANT TO EMPHASIZE IS THAT RIVERSIDE DRIVE, WHILE IT MAY HAVE UNIQUE CHARACTERISTICS AS TO WHAT WE HAVE TO DO FOR PLANNING PURPOSES MOVING FORWARD, I REALLY THINK THAT THIS IS ONLY THE BEGINNING, AND WE'RE GOING TO USE WHAT TAKES PLACE HERE ON RIVERSIDE FOR FUTURE CORRIDORS, AND I'M SPEAKING SPECIFICALLY TO EAST AUSTIN CORRIDORS, EAST

7TH STREET, LIKE EVIDENT MLK, LIKE HE'S BEN WHITE BOULEVARD, ALL THE GROWTH WILL HAPPEN EAST OF I-35 AND 130 WILL USE THESE THOROUGHFARES TO COME IN. SO I THINK WE HAVE UNIQUE OPPORTUNITY BUT I WANT US TO ALSO BE MINDFUL OF HOW THIS IN SOME WAY SETS PRECEDENCE FOR HOW WE LOOK AT IMPORTANT CORRIDORS THAT I THINK WE'LL START TO WORK ON SOON. THANK YOU, MAYOR.

MAYOR WYNN: WE HAVE A MOTION AND SECOND ON THE TABLE, APPROVING THE SELECTION OF A NELSON AND ASSOCIATES. OTHER COMMENTS? HEARING NONE. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: AYE. OPPOSE? MOTION PASSES ON A VOTE OF 7-0. BEFORE WE GET TOO LATE INTO THE NIGHT WE TALKED ABOUT POSTPONING THE PUBLIC HEARING, ITEM NO. 99 REGARDING THE SOLICITATION. I'LL ENTERTAIN THAT MOTION.

MAYOR, I MOVE POSTPONEMENT OF THE ITEM ON SOLICITATION OF THE PUBLIC HEARING UNTIL DECEMBER 6, AND TIME CERTAIN AT 2:00 P.M.

MAYOR WYNN: MOTION TO POSTPONE ITEM NO. 99 TO DECEMBER -- THURSDAY, DECEMBER 6 AT 2:00 P.M., OUR COUNCIL MEMBER KIM, SECONDED BY COUNCIL MEMBER LEFFINGWELL. FURTHER COMMENTS?

MAYOR WYNN: COUNCIL MEMBER MCCRACKEN.

I DO THINK -- THE SPONSORS AGREED, I THINK IT IS A GOOD IDEA THAT THERE ARE ALSO A LOT OF FOLKS WHO -- SINCE WE'VE BEEN SETTING THIS -- THE PREVIOUS THREE TIMES, IT WOULD BE GOOD TO RECESS IT AFTER WE TAKE THE 2:00 P.M. TESTIMONY TO ALLOW ADDITIONAL TESTIMONY TO RESUME AT 6:00 P.M. I OFFER THAT AS A FRIENDLY AMENDMENT.

KIM: THAT'S FINE. IF PEOPLE WANT TO TESTIFY, THEY CAN

JUST GIVE US THEIR NAMES. THAT'S FINE.

MAYOR WYNN: AN ACCEPTED AMENDMENT. FURTHER COMMENTS ON THE POSTPONEMENT? HEARING NONE, ALL THOSE IF FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: AYE. OPPOSED? MOTION PASSES ON A VOTE OF 7-0. SO COUNCIL, THAT TAKES US BACK TO OUR ZONING CASES. I APPRECIATE EVERYBODY'S PATIENCE. MR. GUERNSEY, WELCOME BACK.

GUERNSEY: YOU'RE NEXT ITEM IS ITEM NO. 67. THIS IS CASE C14-2007-0084, THE ELM TERRACE PROPERTY AT 3215 EXPOSITION BOULEVARD. THIS IS A REZONING ACROSS FROM PROPERTY THAT'S CURRENTLY UNZONED AND ALSO ZONED FAMILY RESIDENCE OR SF-3 DISTRICT ZONING TO MULTIFAMILY LIMITED DENSITY MF 1 DISTRICT ZONING. THE APPLICANT AMENDED THE REQUEST. WE RECEIVED AN EMAIL TODAY THAT REFERENCED THAT THEY WOULD LIKE TO HAVE THE PROPERTY CONSIDERED FOR SF-6, TOWNHOUSE CONDOMINIUM RESIDENCE DISTRICT ZONING. SO THEY'VE ACTUALLY AMENDED THEIR REQUEST TO BE MORE RESTRICTIVE ON THE PROPERTY. THE PLANNING COMMISSION RECOMMENDATION WAS TO GRANT THE MULTIFAMILY RESIDENCE, LIMITED IN DENSITY, WITH A CONDITIONAL OVERLAY, WHICH WOULD BE MF 1 CL COMBINED DISTRICT ZONING. THE PROPERTY, AS I MENTIONED BEFORE, IS LOCATED AT 3215 EXPOSITION BOULEVARD AND IT WAS PART OF A LARGER STATE -- PARCEL OF THE STATE SCHOOL AND WAS A REMNANT, APPROXIMATELY 2.182 ACRES AND IT WAS SOLD OFF, AND NOW EXISTS IN PRIVATE HANDS. THE PROPERTY IS UNZONED FOR THE MAJORITY OF THIS PROPERTY, BUT THERE IS A VERY SMALL PORTION THAT WE DETERMINED THAT WAS ZONED SF-3, AND YOU HAVE ON THE DAIS TWO PETITIONS, AND.... THAT I'LL DRAW YOUR ATTENTION TO. ONE SPEAKS TO THE PROPERTY HAVING A PARTITION OF 19.13, AND IF YOU LOOK AT THAT, THERE'S A VERY SMALL TRIANGLE THAT'S LOCATED IN THE NORTHERN PORTION OF THIS PROPERTY THAT'S RIGHT ON EXPO.....EXPOSITION BOULEVARD, AND THAT'S THE AREA ZONED SF-3. THE

CORNER OF EXPO..... EXPOSITION AND WEST 35TH STREET WAS ONCE HELD IN PRIVATE HANDS AND WAS ACQUIRED BY THE STATE BS, AND BEFORE THE STATE ACQUIRED IT IT WAS ZONED RESIDENTIAL AND IT IS CURRENTLY JUST SF-3 TODAY. THE OTHER PETITION THAT YOU HAVE, STAFF SHOULD HAVE MARKED AS DRAFT, BECAUSE THIS IS REALLY -- WE ASK THE QUESTION OF IF THE UNZONED PROPERTY COULD BE PETITIONED AGAINST, BECAUSE THIS PROPERTY IS NOT ZONED, IT HAS NOT HAD INITIAL ZONING AND THEREFORE A VALID PETITION UNDER OUR STATE LAW WOULD NOT BE ABLE TO BE FILED AND WOULD NOT REQUIRE THREE QUARTERS VOTE, BUT IF IT WAS, WHAT WOULD THAT LOOK LIKE? AND WE PRODUCED A MAP THAT WOULD SHOW THAT IT WOULD BE A 22.99%, IF YOU COULD PETITION AGAINST THAT AND TRIGGER THE VALID PETITION VOTE. THE PLANNING COMMISSION'S RECOMMENDATION AS I MENTIONED BEFORE WAS TO GRANT MF 1 CL ZONING. THEY DID LIMIT THE PROPERTY TO 27 UNITS. THE STAFF RECOMMENDATION ON THIS WAS ALSO SF-6. THE PROPERTY RIGHT NOW, AS I MENTIONED BEFORE, IS UNZONED AND FAMILY RESIDENCE SF-3, AND THE AUSTIN STATE SCHOOL IS LOCATED TO THE NORTH, THE EAST AND THE SOUTH IMMEDIATELY OF THIS PROPERTY. TO THE WEST, SINGLE-FAMILY RESIDENCES, AND AN EXISTING CHURCH, AND THAT PROPERTY IS ZONED SF-3. THERE WAS A MEDIATION THAT TOOK PLACE. THE MEDIATOR GAVE US SOME INFORMATION, SAID THAT AFTER THREE MEETINGS APPROXIMATELY THREE HOURS EACH, OVER A THREE-WEEK PERIOD, THERE WAS AN EXCHANGE OF INFORMATION ON MANY TOPICS. THERE WERE DISCUSSED MANY QUESTIONS QUARTERLY, COMPLETELY. THE ISSUES WERE SUBSTANTIALLY NARROWED BUT DESPITE PRODUCTIVE DISCUSSIONS THE PARTIES WERE UNABLE TO REACH COMPROMISE. THE MEDIATOR DECLARED AN IMPASSE, AND THAT ALL AGREED THAT FURTHER MEDIATION WOULD NOT BE HELPFUL. SO THEY DID GO BACK, BOTH SIDES, THE APPLICANT, AND NEIGHBORHOOD, HAD LOTS OF DISCUSSIONS BUT REACHED AN IMPASSE. SO, YOU KNOW, THAT'S ALL WE CAN'T PRESENT AS FAR AS A FOLLOW-UP TO THAT. I THINK AT THIS TIME I'LL PAUSE. I UNDERSTAND YOU HAVE 100 SPEAKERS THAT HAVE SIGNED UP FOR THIS.

MAYOR WYNN: I WISH THERE WAS ONLY A HUNDRED. 123 SPEAKERS. GLERNS GLERNS THE APPLICANT'S AGENT, ALICE GLASCO IS HERE, AND SHE CAN SPEAK ON BEHALF OF THE OWNER, ELM LIMITED PARTNERSHIP.

MAYOR WYNN: BEFORE YOU GET AWAY FROM THIS, SO THE PLANNING COMMISSION RECOMMENDATION WAS MF 1 WITH CONDITIONAL OVERLAY 27 UNITS.

27.

MAYOR WYNN: BUT STAFF RECOMMENDATION WAS SF-6, AND HOW MANY UNITS DOES THAT ALLOW?

THAT WILL ALLOW APPROXIMATELY THE SAME NUMBER, 27 UNITS. SO THE DENSITY FOR THE SF-6 DISTRICT IS 12.4 UNITS PER ACRE, AND GIVEN THE PROPERTY OF 2.182 ACRES, IT COMES OUT TO BE APPROXIMATELY 27 UNITS.

MAYOR WYNN: THANK YOU. QUESTIONS FOR STAFF, COUNCIL? RECOGNIZING THAT WE HAVE LITERALLY ABOUT -- ALMOST FOUR HOURS OF TESTIMONY, IF EVERYBODY WERE TO SPEAK AND SPEAK FOR THEIR ALLOTTED THREE MINUTES, YOU KNOW, MY PERCEPTION IS THAT THERE HAS BEEN A LOT OF VETTING OF THIS CASE, CERTAINLY THROUGH THE FORMAT PROCESS UP AND THROUGH THE PLANNING COMMISSION AND THEN EVEN SUBSEQUENT TO THAT, AND TO TRY AND BE RESPECTFUL OF, YOU KNOW, EVERYBODY'S TIME AND TRYING TO BE MODERATELY EFFICIENT WITH THIS DECISION, I WOULD ENTERTAIN A THOUGHT OR COMMENTS OR DISCUSSION ABOUT A LIMITATION ON -- SOMETHING REASONABLE. COUNCIL MEMBER MCCRACKEN?

MCCRACKEN: I'M INTERESTED IN WORKING WITH BOTH SIDES, TO SUGGEST 27 SPEAKERS, FOR INSTANCE, HAVE GIVEN -- I APPRECIATE THE WORK THAT FOLKS DO. I RECOMMEND AND I'LL MOVE THAT WE LIMIT TESTIMONY TO 30 MINUTES PER SIDE.

MAYOR WYNN: WITHOUT OBJECTION FROM COUNCIL, WE WILL -- AND SO WHAT WE'LL -- AND I THINK SOME STAFF MEMBERS HAVE ALREADY BEEN ATTEMPTING THIS AND I

APPRECIATE EVERYBODY'S COOPERATION WHO HAVE BEEN CONTACTED, IS WE WILL LIMIT TESTIMONY TO 30 MINUTES A SIDE. WHAT WE NORMALLY DO ON THESE ZONING CASES IS WE HAVE A FIVE-MINUTE PRESENTATION FROM THE APPLICANT OR AGENT. OFTENTIMES THEN SOME FOLKS IN SUPPORT OF THE ZONING CASE WILL DONATE UP TO 12 MORE MINUTES TO THAT ORIGINAL SPEAKER. THEN WE HEAR FROM FOLKS THAT ARE IN SUPPORT OF THE ZONING CASE, THREE MINUTES AT A TIME. THEN WE GO TO FOLKS IN OPPOSITION AND HEAR THEIR TESTIMONY, THREE MINUTES AT A TIME, AND THEN THE APPLICANT OR AGENT HAS A ONE-TIME THREE-MINUTE REBUTTAL AT THE END OF THAT. WHAT I SUGGEST WE DO IS WE'LL SET THE CLOCK FOR 27 MINUTES, AND ALLOW THE APPLICANT/AGENT FOLKS HERO IN SUPPORT OF THE ZONING CASE TO DIVVY UP THAT TIME HOWEVER THEY SEE FIT. THEN WE'LL COME BACK AND TAKE TESTIMONY IN OPPOSITION. MY UNDERSTANDING IS A NUMBER OF THE NEIGHBORS HAVE COORDINATED AND THERE'S -- I'LL AT LEAST CALL THE SEVEN NAMES HERE INITIALLY FROM THE OPPOSITIO THAT WILL STILL LEAVE A FEW MINUTES FOR FOLKS WHO THINK THEY REALLY NEED TO BE HEARD AND PERHAPS GIVE US TESTIMONY THAT WE HADN'T HEARD YET. THEN WE'LL HEAR A QUICK REBUTTAL OF ANYTHING THAT WAS SAID, AND THEN KNOW THAT OF COURSE COUNCIL RESERVES THE RIGHT, AND FREQUENTLY DOES,. ASK A NUMBER OF QUESTIONS OF FOLKS GIVING TESTIMONY ON BOTH SIDES, SO THERE WILL EASILY BE MORE THAN AN HOUR'S WORTH OF, YOU KNOW, Q AND A AND TESTIMONY. SO WITHOUT OBJECTION. SO WITH THAT LET'S START OUR PUBLIC HEARING. WE'LL SET THE CLOCK FOR 27 MINUTES INITIALLY FOR THE -- FOR THE APPLICANT/AGENT'S TEAM, AND FOLKS WHO ARE IN SUPPORT OF THE ZONING CASE, AND WELCOME, MS. ALICE GLASCO. AND OCCASIONALLY I'LL JUST CHIME IN AND GIVE YOU AN UPDATE AS TO HOW MUCH TIME YOU HAVE LEFT.

FORGIVE ME, MAYOR AND COUNCIL MEMBERS. I'M ALICE GLOSS COME REPRESENTING THE APPLICANT ON ITEM NO. 67. THE PROPERTY BEFORE YOU IS LOCATED AT 3215 EXPOSITION BOULEVARD. THE -- I NEED TO BE USING THE -- THIS. THIS IS THE SUBJECT PROPERTY THAT HAS SEVERAL TREES CURRENTLY ON THE SIDE THAT WOULD LIKE TO

MAINTAIN. THE LOCATION OF THIS PROPERTY, AS YOU CAN SEE HERE, IS BOUNDED -- THE STATE SCHOOL IS ALL THE WAY AROUND HERE, AND YOU CAN SEE ON THE AERIAL THIS IS MOPAC BOULEVARD. TO THE NORTH IS WEST 35TH STREET. THIS IS EXPOSITION BOULEVARD. THIS IS THE SUBJECT PROPERTY, THE TWO ACRES THAT WERE -- CAN YOU SEE -- SORRY, MAYBE THAT -- SO ANYWAY. THOSE ARE THE BOUNDARIES OF THE SUBJECT TRACT. THE ZONING REQUEST BEFORE YOU IS SF-6, WHICH ALLOWS TOWNHOMES AND CONDOMINIUMS. THE ZONING DISTRICT HAS A MAXIMUM HEIGHT OF 35 FEET. THE MAXIMUM BUILDING COVERAGE IS 40%. MAXIMUM BUILDING IMPERVIOUS COVER IS 55%. HOWEVER, BECAUSE THIS PROPERTY IS IN THE TAYLOR SLOUGH WATERSHED IT'S LIMITED TO 40%, WHICH SUPERSEDES WHATEVER ZONING IMPERVIOUS IS ON THIS SIDE. THE COMPREHENSIVE WATERSHED ORDINANCE DEVICE WATER SHEDS INTO AREAS THAT RESTRICT IMPERVIOUS COVER TO CONTROL THE AMOUNT OF DEVELOPMENT THAT CAN GO ON THE SITE. 12.4 UNITS PER ACRE ARE ALLOWED UNDER THE SF-6 ZONING AND THE IMPERVIOUS COVER LIMITS THAT DEVELOPMENT ALSO. THIS CHART SHOWS YOU WHAT THE ZONING DISTRICT ALLOWS. THE MAP BEFORE YOU SHOWS THE AREA THAT IS CURRENTLY ZONED IN PROXIMITY TO THE SITE, AND AS -- ANYWAY, THE AREAS THAT ARE MARKED IN -- IN PINK ARE PROPERTIES THAT ARE CURRENTLY ZONED SF-3 BUT USED AS TOWNHOMES OR CONDOMINIUMS ALONG WEST 35TH STREET AT EXPOSITION AND ADJACENT TO CAMP MABRY. THE AREAS IN GREEN OR FIEWSH A -- GREEN, RATHER, OR AQUA ARE ZONED CS, COMMERCIAL SERVICES, AS YOU CAN SEE RIGHT AT PECOS AND 35TH ON BOTH SIDES OF THE STREET YOU HAVE COMMERCIAL ZONING, ALTHOUGH ON THE SOUTH SIDE YOU HAVE A DRY CLEANERS. SOUTH OF THAT YOU HAVE MF-2 MF-2 ZONING WITH 17 UNITS ON A SITE THAT HAS TOWNHOMES AND CONDOMINIUMS. MF-2. YOU CAN SEE SOUTH OF THAT COMMERCIAL COMMUNITY COMMERCIAL SERVICES AND ALSO RESIDENTIAL. THIS MAPS SHOWS YOU THE REST OF TARRYTOWN FROM LAKE AUSTIN BOULEVARD ALL THE WAY UP TO CLOSER TO NORTH OF ENFIELD ROAD, AND RIGHT ON -- ALONG EXPOSITION BOULEVARD THE AREA THAT ARE HIGHLIGHTED IN PINK THOSE AREAS ARE ZONED MF ZONING,

WHICH ALLOWS A VARIETY OF HOUSING FROM SINGLE-FAMILY ALL THE WAY TO MULTIFAMILY AND ALSO TOWNHOMES AND CONDOMINIUMS. THE AREAS IN GREEN OR FUSCIA -- OR RATHER AQUAIS ZONED FOR COMMERCIAL SERVICES AND THE AREAS IN BLUE ARE ZONED PUD. THIS IS A CONCEPTUAL LAYOUT OF THE SITE. TOWNHOMES AND CONDOMINIUMS ARE PROPOSED. THE NUMBER OF UNITS WILL RANGE FROM A TOTAL OF 22 TO 27, 27 BEING THE MAXIMUM ALLOWED UNDER SF-6 ZONING. SO THIS WOULD ALLOW CLUTTERING OF TOWNHOMES SIMILAR IN STYLE TO THE TOWNHOMES THAT ARE ON EXPOSITION AT 35TH NEXT TO CAMP MABRY. FOR THIS -- THREE UNITS IN THE FRONT, FOUR TO ONE SIDE, FIVE TO EIGHT UNITS IN THE BACK, 10 TO 12, DEPENDING ON THE UNIT SIZE, THOSE UNITS COULD BE -- THE MAXIMUM UNIT COULD BE 22 MAXIMUM OR 27, DEPENDING ON THE SIZE OF THOSE UNITS ULTIMATELY. THIS IS A SITE PLAN THAT SHOWS YOU THE LAYOUT OF THE PLAN WITHOUT THE MASSING. YOU CAN SEE THE NUMBER OF PARKING SPACES THAT ARE CONTEMPLATED TO BE UNDERGROUND UNDER THE UNIT, SO THERE WILL BE ADEQUATE PARKING TO PROVIDE PARKING BY THE CITY REGULATIONS AND EXCESS PARKING. THIS IS A CONCEPTUAL IMAGE OF AN ELEVATION OF WHAT THE BUILDINGS MIGHT LOOK LIKE, CONCEPTUALLY WE'RE PROPOSING TO HAVE PITCHED ROOFS AND TO HAVE THE HOMES CLOSER TO EXPOSITION WITH SIDEWALKS SO YOU HAVE A FEEL AND A VIEW THAT IS COMPARABLE TO RESIDENTIAL DEVELOPMENT AND ALSO, OBVIOUSLY, THE PITCHED ROOF HELPS PROVIDE A PLEASANT VIEW AND LOOK. THIS IS AN ELEVATION THAT SHOULD BE AT 30 FEET -- 35 FEET UNDER THE ZONING AND THIS SHOWS YOU A DESIGN -- THIS IS A PARTIAL ELEVATION ALSO. AT THIS POINT I WOULD LIKE FOR RICHARD WEISS, WHO IS OUR PROJECT ARCHITECT, TO CONTINUE WITH THE PRESENTATION, AND HE WILL TALK ABOUT THE SITE CHALLENGES AND WHAT HE CONSIDERED IN COMING UP WITH A CONCEPTUAL SITE PLAN FOR THE SITE.

MAYOR WYNN: THANK YOU, MS. GLASCO. WELCOME, MR. WEISS.

I'M RICHARD WEISS AND I DEVELOPED THE SITE PLAN FOR THIS PROJECT. OUR FIRST TASK WAS TO PICK AN

APPROPRIATE ZONING CATEGORY, TAKING INTO ACCOUNT THE SINGLE-FAMILY CHARACTER ACROSS FROM THE SITE ON EXPOSITION AND THE POTENTIAL FOR A FUTURE MUCH MORE INTENSE USE ON THE STATE SCHOOL SITE. IN TERMS OF TRANSITIONAL ZONING, WHICH THE CODE CLASSIFIES BOTH MF 1 AND MF-6 AS TRANSITIONAL ZONING, THE SITE IS REALLY OPPORTUNE BECAUSE IT DOESN'T ABUT -- THERE'S NO ADJACENT SINGLE-FAMILY USES THAT ABUT THIS SITE. IT SITS ON AN ARTERIAL AND IT CAN SERVE AS A BUFFER BETWEEN THE NEIGHBORHOOD AND THE STATE SCHOOL, WHICH AGAIN WILL EVENTUALLY BE A MORE INTENSE USE PROJECT. WE LOOKED AT THE FEATURES AND CHALLENGES INCLUDING IMPERVIOUS COVER LIMITATION AT 40%, PRESERVING THE EXISTING TREE CANOPY WAS VERY IMPORTANT TO US. THERE IS A 40-FOOT SLOPE FROM THE FRONT OF THE SITE TO THE BACK, YOU KNOW, OVER THE 400-FOOT OF THE SITE. THE TRAFFIC IMPACTS, AND THEN THE SOUTHERN PORTION OF THE SITE HAS A DRAINAGE EASEMENT WHICH COVERS THE ENTIRE SOUTHERN PORTION OF THE SITE. WE ALSO HAVE TO WEIGH THESE CHALLENGES WITH THE GOALS OF THE DEVELOPER, WHICH WAS TO CREATE A SUSTAINABLE DEVELOPMENT THAT ALSO FIT THE NEEDS OF THE MARKET. BECAUSE OF THE IMPERVIOUS COVER RESTRICTIONS REALLY THE ONLY DIFFERENCE BETWEEN MF 1 ZONING AND SF-6 ON THIS SITE IS THE 5 FEET OF HEIGHT, ONE HAS 40 FEET AND ONE HAS 35, SO WE AMENDED OUR REQUEST TO SF-6, WHICH WILL ALLOW AN APPROPRIATE DENSITY. THE CONCEPTUAL PLAN, WHICH IF I CAN GET BACK TO THAT, HAS A SINGLE ACCESS PLATE, WHICH IS REALLY IMPORTANT FOR THIS PART OF EXPOSITION BECAUSE IT IS ON A HILL, AND HAVING THAT SINGLE ACCESS PLATE WILL HELP WITH TRAFFIC. THE FRONT PORTION HAS TOWNHOUSE STYLE RESIDENCES TO MATCH THE DEVELOPMENTS ACROSS THE STREET, AND THE REAR PORTION OF THE SITE, WHICH IS FURTHEST FROM THE NEIGHBORHOOD EDGE, WOULD INCLUDE ONE LEVEL OF STRUCTURED PARKING AND TWO LEVELS OF FLATS, WHICH WOULD BE SINGLE STORY HOPEFULLY SMALLER UNITS. IN TERMS OF DENSITY BOTH SF-6 AND -- ALLOW 12.4 UNITS PER ACRE WHICH WOULD AMOUNT TO A TOTAL OF 27 UNITS ON THE SITE. IN COMPARISON IF THE SITE WERE ZONED UNDER SF-3 REGULATIONS, WHICH IS ONE OF THE LEAST DENSE

ZONING CATEGORIES IT WOULD NET 14 UNITS OR 6.4 UNITS PER ACRE. TO PUT THIS IN PERSPECTIVE IN TERMS OF DENSITY, THE LAST TWO RESIDENTIAL PROJECTS THAT I'VE DONE IN TOWN, WHICH ARE BOTH CURRENTLY UNDER CONSTRUCTION AND BOTH EAST OF I-35, HAD DENSITIES OF 36 UNITS PER ACRE AND 15 UNITS PER ACRE, AND THEY WERE BOTH ON PARCELS SMALLER THAN ONE ACRE. ONE PROJECT HAD 27 UNITS, WHICH IS WHAT'S PROPOSED FOR THIS SITE ON THREE QUARTERS OF AN ACRE AS OPPOSED TO THE 2.2 ACRES THAT THIS SITE IS COMPRISED OF. AS AN EXAMPLE OF WHAT WE CONSIDER DENSE, THE NEIGHBORHOOD PILOT PROGRAM ONLY BEGINS AWARDED POINTS AT 10 UNITS PER ACRE, SO IT SHOWS THAT DENSITY IS A KEY FACTOR IN TERMS OF CREATING A SUSTAINABLE DEVELOPMENT. THIS PROJECT ALSO MEETS A NUMBER OF OTHER SUSTAINABLE SITE REQUIREMENTS, INCLUDING THE FACT THAT IT'S AN INFILL SITE. IT'S CLOSE TO TRANSIT. IT'S WITHIN A HALF A MILE OF A GROCERY STORE AND A COFFEE SHOP. IT HAS THE POTENTIAL TO OFFER A VARIETY OF HOUSING TYPES WITH VARYING SIZES AND PRICES AND IF WE CAN ACHIEVE SMALLER UNITS, THEN EACH UNIT WOULD USE LESS RESOURCES. IT ALSO INCLUDES STRUCTURED PARKING TO MINIMIZE THE PARKING FOOTPRINT AND TO KEEP IMPERVIOUS COVER TO A MINIMUM. IT WILL ALSO ADD MUCH NEEDED WATER QUALITY AND DETENTION IN THIS AREA, WHICH IS A PROBLEM FOR THE NEIGHBORHOOD, AND THERE WILL BE LITTLE DISPLACEMENT OF EXISTING RESIDENTIAL BECAUSE THERE WAS ONE HOUSE ON THE SITE. IT HAS BEEN RECYCLED BY HABITAT FOR HUMANITY, AND WE'RE ALSO PLANNING ON SAVING ALL THE EXISTING PROTECTED TREES AND THE MAJORITY OF UNPROTECTED TREES ON THE SITE, AND WE PLAN ON PARTICIPATING IN THE GREEN BUILDING PROGRAM. HOWEVER, OUR CHALLENGE -- WE ARE CHALLENGED IN... IN A GREEN DEVELOP, IS EVEN RE RESIDENTIAL UNIT CONTRIBUTES IN PROVIDING THE AMENITIES FOR THE SITE, SO THE LEVEL OF SUSTAINABILITY INCREASES WITH EACH UNIT WE PROVIDE. THERE'S ALSO A RELATIONSHIP BETWEEN DENSITY AND SUSTAINABILITY AND TRAFFIC SO I'D LIKE TO HAVE KATHY HORNADAY COME UP AND TALK ABOUT TRAFFIC.

MAYOR WYNN: THANK YOU, MR. WEISS.

GOOD EVENING, MAYOR AND COUNCIL MEMBERS. I'M CARN HORNDAY. I'M WITH HDRWHM. I'M GOING TO TRY TO GET TO THE SLIDE THAT I NEED. I WANT TO POINT OUT THAT I WAS A LITTLE SURPRISED TO GET A CALL FROM STEVE ABOUT HIS PROJECT IN TERMS OF LOOKING AT TRAFFIC. DUE TO ITS SIZE I JUST WAS REALLY SURPRISED THAT 27 UNITS HAD, YOU KNOW, SO MANY QUESTIONS ABOUT TRAFFIC, BUT I'M HAPPY TO ANSWER THEM. EXCUSE ME. I'VE BEEN FIGHTING A COUGH, FOR, FEELS LIKE TWO MONTHS NOW SO I APOLOGIZE. I'M GOING TO TRY NOT TO HONK OUT OR ANYTHING. I JUST WANT TO POINT OUT A COUPLE OF THINGS. WE'VE GOT A REALLY WELL PLANNED OUT PROJECT, I THINK. THESE ARE ALL REALLY POSITIVE THINGS WITH REGARD TO TRAFFIC. HE'S PLANNING ONE DRIVEWAY VERSUS MULTIPLE DRIVEWAYS. IF YOU DID SINGLE-FAMILY HOMES I'D IMAGINE THEY WANT TO GROUP A FEW TOGETHER BUT YOU'D STILL END UP WITH SEVERAL DRIVEWAYS. LOCATED ON EXPOSITION, WHICH IS A MINOR ARTERIAL, AND IT'S NOT DESIRABLE TO HAVE THAT MANY DRIVEWAYS ON MINOR ARTERIAL. THE OTHER REASON IT'S NOT DESIRABLE IS BECAUSE YOU HAVE BIKE LANES AND WE'RE INCREASING THE NUMBER OF OPPORTUNITIES FOR CONFLICTS WITH THOSE CYCLISTS, IN ADDITION TO, YOU KNOW, THE CONFLICTS THAT WOULD OCCUR WITH VEHICLE LAR TRAFFIC AS WELL. IF WE CAN PUT THEM ALL IN ONE PLACE IT CREATES A MUCH SAFER OPERATIONAL SITUATION, AND WE HAVE LOOKED AT ONE DRIVEWAY CAN ACCOMMODATE THE TRAFFIC THAT WOULD BE GENERATED BY 27 UNITS. I ALSO WANT TO POINT OUT THAT THERE HAS BEEN A LOT OF DISCUSSION, AND I'M FAMILIAR WITH THIS AREA BECAUSE I LIVE IN THE NEIGHBORHOOD JUST NORTH OF HERE, RIGHT OFF BALCONES AND PERRY, SO I AM FAMILIAR WITH THE TRAFFIC ON EXPOSITION, AND I DO UNDERSTAND THAT WHEN MOPAC IS -- THERE'S AN INCIDENT ON MOPAC YOU SEE A LOT OF TRAFFIC ON EXPOSITION. YOU ALSO SEE A LOT OF TRAFFIC ON BALCONES, IN MY NEIGHBORHOOD, AND VERY OFTEN I HAVE TO GET ACROSS BALCONES, AND THERE'S QUEUES IN BOTH DIRECTIONS AND PEOPLE LET YOU THROUGH. YOU'RE SITTING AND MAKING EYE CONTACT ON... WITH PEOPLE AND HI AND THEY LET YOU

ON THROUGH. AND THAT HAPPENS FROM TIME TO TIME. SO I DO UNDERSTAND THERE'S CUT-THROUGH. I DO WANT TO POINT OUT, THOUGH, THAT THIS PROJECT IS NOT ADDING CUT-THROUGH TRAFFIC. THE FOLKS THAT LIVE HERE WILL BE NEIGHBORS, AND SO THIS PROJECT WILL NOT BE ADDING TO CUT-THROUGH TRAFFIC THAT EXISTS ON EXPOSITION. ALSO, WHEN YOU RUN THE NUMBERS -- AND I GUESS THE NUMBER I'LL USE IS THE 27 UNITS OF TOWNHOMES, IT'S ABOUT 200 TRIPS PER DAY, AND THAT'S EQUIVALENT TO ABOUT 2% OF THE TOTAL DAILY TRAFFIC ON EXPOSITION. DURING PEAK HOURS I ALSO WANT TO POINT OUT THAT 24 UNITS IS VERY COMPARABLE TO -- OF TOWNHOMES, EXCUSE ME, IS VERY COMPARABLE TO 15 SINGLE-FAMILY HOMES. IT'S ABOUT 20 TRIPS IN THE PEAK HOUR. SO AGAIN, I WAS A LITTLE SURPRISED TO GET A CALL ABOUT TRAFFIC, WHEN WE'RE TALKING ABOUT 20 TRIPS. AND THEY'RE GOING TO BE DISTRIBUTED THROUGHOUT THE PEAK HOUR. IT REALLY ISN'T COST EFFECTIVE, AND I THINK -- NOR DO I THINK RESPONSIBLE TO DO THE TYPE OF ANALYSIS THAT WE TYPICALLY DO AT INTERSECTIONS, JUST TO ADD 20 TRIPS. REALLY, WHEN YOU'RE DISTRIBUTING TRAFFIC THROUGHOUT THE NETWORK YOU'RE GOING TO END UP WITH FEWER THAN THAT. I CAN PRETTY SAFELY SAY THAT NO MATTER WHAT LEVEL OF SERVICE YOU START WITH, THERE WILL NOT BE A CHANGE IN LEVEL OF SERVICE WITH THE ADDITION OF THESE TRIPS. ONE OTHER POINT ABOUT EXPOSITION AND THE FACT THAT IT IS AN ARTERIAL IS THAT IT HAS BUS ROUTES, SEVERAL BUS ROUTES ARE RUNNING UP AND DOWN EXPOSITION. WE'VE GOT SEVERAL LOCAL SERVICE ROUTES. WE'VE GOT A LIMITED AND A FIRE ROUTE. WE HAVE SOME EXPRESS ROUTES AND SOME UT SHUTTLE ROUTES, ALL AVAILABLE ON EXPOSITION, IN ADDITION TO THE BIKE LANES. SO THERE IS EXCELLENT OPPORTUNITY FOR MULTI-MODE AL MODAL SITE. IT IS ALSO, AS RICHARD MENTIONED, WITHIN WALKING DISTANCE OF SEVERAL RETAIL ATTRACTERS. THERE ARE SIDEWALKS ON THIS ROAD. IT'S WITHIN WALKING DISTANCE OF A SCHOOL, OF A CHURCH, LOTS OF RECREATIONAL OPPORTUNITIES AS WELL. AND I THINK I'LL LEAVE IT WITH THAT. IF YOU HAVE ANY QUESTIONS --

QUESTIONS -- EXCUSE ME, QUESTIONS OF OUR TRAFFIC

CONSULTANT, COUNCIL? THANK YOU.

THANK YOU.

MAYOR WYNN: THERE'S STILL 11 MINUTES LEFT IF FOLKS IN FAVOR OF THE ZONING CASE -- OR THE AGENT OR APPLICANT WOULD LIKE TO COME FORWARD.

MAYOR AND COUNCIL MEMBERS, MY NAME IS JOHN MCCRACKEN N ERNIE. I'M CONFLICTED. I AM A READY OF THE NEIGHBORHOOD, I LIVE CLOSE TO 29TH AND WINDSOR. A LOT OF MY NEIGHBORS WILL GET TARRED AND FET ERD. I'M A DEVELOPER, I'M A FRIEND OF THE BUERLEINS BUT I HAVE PLENTY OF PEOPLE THAT COME DOWN AND SPEAK ON BEHALF OF THE PROJECT. LET ME TELL YOU WHY I'M HERE. I'M CHAIR OF ULI, I'M ON AFFORDABLE HOUSING GROUP HERE IN TOWN. I'M SPEAKING AS AN INDIVIDUAL TONIGHT. AS WE GO AROUND THE CUNNING THE DECISION THAT'S IN FRONT OF YOU TODAY IS A VERY IMPORTANT ONE. I JUST GOT BACK FROM A MEETING IN WASHINGTON D.C. WITH THE BROOKINGS INSTITUTES AND WHAT THEY TOLD ME -- I WAS AT A UIL MEETING, BUT THEY TOLD US THAT 80 PSES OF THE GROWTH OF HOUSEHOLDS IN THE NEXT 30 YEARS WILL BE FAMILIES WITH NO SCHOOL AGE CHILDREN, AND THOSE PEOPLE WANT TO LIVE IN CLOSE. THE OTHER THING THEY SAID WAS THAT THIS -- THE OLD POST-WAR SUBURBAN TYPE DEVELOPMENT WE'VE BEEN DOING FOR THE LAST 50 JERS IS NOT A SUSTAINABLE TYPE OF DEVELOPMENT, AND WE CAN'T KEEP DOING THAT AND I KNOW, MAYOR, THEY ACTUALLY MENTIONED THAT YOU WERE ON THE NPR THE OTHER NIGHT, TWO NIGHTS AGO, I THINK, AS ONE OF 700 YEARS THAT SIGNED A SUSTAINABLE DEVELOPMENT PROGRAM THAT IS GOING AROUND THE COUNTRY. WHAT I THINK IS POLITICALLY EXPEDIENT IS FOR YOU GUYS TO SAY YES, IT'S NOT COMPATIBLE WITH THE NEIGHBORHOOD AND LET'S NOT DO THIS, BUT I THINK THE DECISION BEFORE YOU IS TO LOOK AT THIS IN A VIEW OF WHAT GOES ON THE NEXT 30 YEARS WHICH IS PEOPLE WANT TO LIVE IN CLOSE, PEOPLE WANT TO HAVE SMALLER DWELLING UNITS, AND IT IS INCONVENIENT. DENSITY IS A VERY INCONVENIENT FACT, BUT WHAT IS MORE INCONVENIENT IS FAR FLUNG DEVELOPMENT IN THE SUBURBS, MORE POLLUTION, HIGHER ENERGY COST, ALL THOSE THINGS THAT -- ALL THOSE

THINGS THAT RESULT FROM A FAR FLUNG DEVELOPMENT POLICY. AND SO I THINK WHILE IT MIGHT BE POLITICALLY EXPEDIENT TO SAY IT'S NOT COMPATIBLE WITH THE NEIGHBORS AND MIGHT CREATE TRAFFIC, THE RIGHT DECISION IS TO LOOK AT THIS AS A MORE WHO WILLISTIC VIEW, WE NEED DENSITY IN THE CITIES, WE NEED TO CREATE WALKABLE WALKABLE ENVIRONMENTS, AND THE FACT WE'RE TALKING ABOUT 20 UNITS ON EXPOSITION BOULEVARD, AND IF THAT'S A PROBLEM IS I THINK MORE FOR MY NEIGHBORS AND RESIDENTS A FEW OF THE UNKNOWNNS AND I THINK THAT'S WHAT DRIVES THE OPPOSITION. WE'VE ALL SEEN DEVELOPMENTS TAKE PLACE, IF YOU GO BACK TO THE RANDALLS AT 35TH, THAT THEY DID IN THE EARLY '90S, IF YOU LOOK AT THE TRIANGLE WE WERE INVOLVED IN THEN, IF YOU LOOK AT THE WEST CAMPUS PROJECTS WE WERE INVOLVED IN, EVERYBODY WAS FEARFUL AT THE BEGINNING OF WHAT THAT WOULD CREATE, YOU KNOW, WAS IT GOING TO CREATE A LOT OF TRAFFIC, WAS IT GOING TO CREATE PROBLEMS. WELL, YEAH, IT DOES TO A CERTAIN EXTENT, BUT I THINK NOW EVERYBODY LOOKS BACK ON THAT AND THEY REALLY ENJOY IT. AND THEY REALLY USE IT TO THEIR BENEFIT. SO AGAIN, YOU KNOW, I PUT IT BACK ON YOU FOLKS. IT'S THE POLITICALLY EXPEDIENT CHOICE TO SAY, HEY, THIS MAY NOT BE SO COMPATIBLE, WHETHER IT'S 9 OR 10 OR 12 UBTS UNITS TO THE ACRE WITH THE 3 UNITS TO THE ACRE, BUT THE 3 UNITS TO THE ACRE WE'VE BEEN DOING FOR THE LAST 50 YEARS IS WRONG, IT'S NOT SUSTAINABLE AND WE CAN'T KEEP USING THAT AS A COMPATIBLE ARGUMENT FOR WHAT WE SHOULD KEEP DOING FOR THE NEXT 30 YEARS. THANKS.

MAYOR WYNN: THANK YOU, JOHN. ANY ADDITIONAL TESTIMONY IN FAVOR OF THE ZONING CASE? [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS.]

... EXACTLY AS STEVE IS WANTING TO BUILD HERE THAT FIT HER NEED, SORT OF \$500,000, 1700, 1800 SQUARE FOOT HOMES, IT JUST DIDN'T EXIST IN A FRIENDLY ENVIRONMENT THAT'S WALKABLE AND SO I STARTED LOOKING AND TALKING TO STEVE ABOUT THAT. AND AFTER TALKING TO HIM, IT BECAME VERY CLEAR TO ME, IT'S EXACTLY WHAT WE NEED IN OUR NEIGHBORHOOD. BECAUSE MORE AND MORE OF US ARE GOING TO HAVE PARENTS THAT WANT TO COME THIS

WAY, DOWNSIZING THAT WANT TO BE NEAR THEIR GRANDKIDS, WANT A WALKABLE NEIGHBORHOOD THIS IS A PERFECT DEVELOPMENT FOR WHAT WE'RE TALKING ABOUT. WE'VE HAD AN OPPORTUNITY TO SEE WHAT STEVE BURRLINE BUILT. HE'S A FABULOUS DEVELOPER, VERY CONSCIOUS OF WHAT'S HAPPENING HERE, HE'S A NEIGHBOR, HE LIVES IN THE NEIGHBORHOOD. SO -- SO THIS TO ME I SAY IS A PERFECT FIT FOR WHAT -- WHAT THE CITY OF AUSTIN IS ATTEMPTING TO DO AND REALLY SETS THE MODE FOR WHAT HAPPENS IN OTHER NEIGHBORHOODS AROUND THE CITY. THAT HAVE A VERY AFFLUENT, INFLUENTIAL COMMUNITY, VERY HIGH HOME PRICES THAT EXCLUDE A LOT OF PEOPLE FROM LIVING THERE, NAMELY PEOPLE LIKE MY MOTHER-IN-LAW. THANK YOU. ABOUT FIVE MINUTE LEFT FOR PEOPLE WHO WANT TO GIVE US TESTIMONY IN FAVOR OF THE ZONING CASE, OF COURSE YOU ARE WELCOME TO DONATE YOUR TIME AND CURRY FAVOR THAT WAY. MS. GLASGO, FOUR MINUTES AND 45 SECONDS LEFT.

MAYOR, WE JUST RESERVE OUR TIME FOR REBUTTAL?

Mayor Wynn: WE'LL STILL JUST GIVE YOU THREE MINUTES AT THE END FOR REBUTTAL IF YOU DON'T MIND. SO WE APPRECIATE THAT.

WE'LL MOVE ON.

Mayor Wynn: OKAY.

THANK YOU.

Mayor Wynn: MAYOR PRO TEM? YES? MR. WISE? QUESTION FOR MR. WISE?

Dunkerly: DO I HAVE IT RIGHT? OKAY. WOOIS.....JIEWNG JUST A COUPLE OF POINTS THAT I WOULD -- JUST A COUPLE OF POINTS THAT I WOULD LIKE FOR YOU TO CLEAR UP. I HAVE GOTTEN A FEW E-MAILS SAYING THERE'S NO REQUIREMENTS FOR 10 UNITS PER ACRE TOWARDS EVEN ONE POINTS ON THE NEIGHBORHOOD CERTIFICATION. CAN YOU EXPLAIN WHAT THAT MEANS?

THERE ARE DIFFERENT CLASSIFICATIONS. THERE'S LEAD FOR INDIVIDUAL STRUCTURES AND THERE'S LEADS FOR NEIGHBORHOODS. UNDER THE DEFINITION FOR LEADS FOR NEIGHBORHOODS, I JUST READ THIS BECAUSE I WAS TALKING TO DELIA ABOUT THIS, THIS PROJECT WOULD QUALIFY AS A SINGLE USE PROJECT AND, YES, IT'S NOT A PREREQUISITE, BUT YOU DO -- YOU CAN'T GET POINTS UNLESS YOU HIT THE 10 UNITS PER ACRE IN TERMS OF NEIGHBORHOOD DEVELOPMENT. YOU KNOW, THAT'S THE BASELINE AND AUSTIN TYPICALLY ISN'T AT THE BASELINE IN TERMS OF SUSTAINABILITY.

Dunkerly: SO IF THIS NEIGHBORHOOD DOESN'T GET AT LEAST 10 UNITS PER ACRE, YOU WOULD HAVE TO FOREGO THAT NEIGHBORHOOD OR FOREGO THAT ONE POINT.

YOU WOULD BE FOREGOING THE POINT, BUT EACH POINT IS HARD TO ACHIEVE SO --

THE OTHER THING THAT I WANTED TO CLARIFY AND I THINK IT WAS THE OTHER -- THE OTHER YOUNG WOMAN'S PRESENTATION WHERE THEY WERE TALKING ABOUT THE TRAFFIC EQUIVALENCES, ALMOST COUNTER INTUITIVE THAT THE IF YOU HAD MORE UNITS THAT YOU WOULD HAVE LESS TRAFFIC.

RIGHT. THE NOTION BEHIND THAT AND I MEAN IT IS PROVEN, IT'S A MISCONCEPTION BUT THE IDEA IS IF YOU HAVE SMALLER UNITS TYPICALLY YOU WON'T HAVE A THREE OR FOUR BEDROOM UNIT WILL HAVE MORE KIDS WHICH MEANS MORE CHEERLEADING PRACTICE, BAND, ALL OF THAT. SMALLER UNITS, GENERALLY, ESPECIALLY IN THIS AREA WILL BE FOR EMPTY NESTERS, IT WILL BE LESS TRIPS PER DAY PER UNIT BECAUSE THEY ARE NOT HAVING TO RUN MORE PEOPLE AROUND.

Dunkerly: SO THE NUMBER FOR -- FOR THE CONDO UNITS IS ABOUT WHAT 4.8.

I THINK FOR CONDOS 5.8, FOR SINGLE FAMILY RESIDENCES IT'S 9.8 OR 9.9. SO THAT'S THE EQUIVALENT.

Dunkerly: THAT'S WHAT WHEN THEY SAID 15 UNITS -- 15

CONDO UNITS -- NO. THERE WAS SOMETHING ON THE SLIDE THAT SAID SOMETHING WOULD BE EQUIVALENT TO 20 --

24 CONDO UNITS WOULD BE EQUIVALENT TO 14 RESIDENCES.

SINGLE FAMILY AS FAR AS TRAFFIC COUNTS.

YEAH, AS FAR AS THE TRAFFIC IMPACT. IF I COULD JUST SPEAK A LITTLE BIT TO OBTAINABLE HOUSING. I -- ATTAINABLE HOUSING. I RAN NUMBERS QUICKLY, AT 17 UNITS PER ACRE, THESE UNITS WOULD PROBABLY AVERAGE AROUND 26 -- 2650 SQUARE FEET. AT 27 UNITS PER ACRE THEY WOULD AVERAGE ABOUT 1600 SQUARE FEET. PER UNIT. AND SO THE COST DIVISION PER UNIT ON THAT IT WOULD INCREASE THE COST PER UNIT CLOSE TO \$350,000.

SO REALLY YOUR TOTAL SQUARE FOOTAGE THAT YOU CAN BUILD IS REALLY [MULTIPLE VOICES]

YOU ARE PUTTING THE SAME NUMBER OF SQUARE FEET ON THE GROUND, JUST SERVING LESS PEOPLE AND CREATING LESS SUSTAINABLE DEVELOPMENT.

Dunkerly: THANK YOU.

THANK YOU MR. ROSS. FURTHER TESTIMONY IN FAVOR OF THE ZONING CASE? YES, MA'AM? THERE'S ABOUT -- JUST UNDER TWO MINUTES LEFT. WELCOME, PLEASE STATE YOUR NAME FOR THE RECORD.

GOOD EVENING, MY NAME IS MARY LEE [INDISCERNIBLE] AND I WOULD LIKE TO SAY THAT I'M IN SUPPORT OF THIS PROJECT. I ACTUALLY USED TO LIVE IN PEMBERTON, TARRY TOWN, UNFORTUNATELY I HAD TO MOVE A LITTLE FURTHER NORTH, ALTHOUGH MY DAUGHTER GOES TO SCHOOL AT AUSTIN HIGH. AND I DO SEE THAT THIS WOULD BE -- I ACTUALLY LIKE HOW IT LOOKS. I THINK SOMETHING THAT I ACTUALLY COULD AFFORD IF IT DOES HAPPEN, AND WOULD BE INTERESTED IN MY DAUGHTER ACTUALLY WOULD REALLY BE INTERESTED IN MOVING BACK TO TARRY TOWN. SO, YOU KNOW, I JUST WANT TO SAY THAT I THINK THAT IT'S A GOOD PROJECT AND, YOU KNOW, I HAVE SEEN IN THE PAST THAT

THERE'S A LOT OF PROJECTS THAT PEOPLE OPPOSE AND UNFORTUNATELY I SEE A LOT OF PEOPLE ON BOTH SIDES AND I'M -- I DIDN'T REALIZE THAT, YOU KNOW, I GUESS LIVING OUT NORTH I'VE KIND OF BEEN OUT OF ALL OF THE THINGS THAT'S BEEN GOING ON WITH THIS PROJECT. BUT -- BUT I BASICALLY THINK THAT THEY COULD END UP WITH SOMETHING A LOT WORSE. I THINK IT LOOKS GOOD. I HAVE SEEN PROJECTS THAT PEOPLE ARE OPPOSED AND ENDED UP SO MUCH WORSE LATER. SO THAT'S IT.

Mayor Wynn: THANK YOU, MA'AM. WITHOUT OBJECTION, WE WILL NOW RESET THE CLOCK FOR 30 MINUTES, WE WILL HEAR TESTIMONY FROM FOLKS IN OPPOSITION, MY UNDERSTANDING IS A HANDFUL OF NEIGHBORS HAVE AGREED ON AN ORDER STARTING WITH MARK POWELL, WELCOME, MARK. SO WE WILL SET THE CLOCK FOR 30 MINUTES, YOU ALL CAN USE AS LITTLE OR AS MUCH PER PERSON AS YOU LIKE. MARK POWELL FOLLOWED BY BLAKE TOLETTE.

THANK YOU, MAYOR, THANK YOU MEMBERS OF THE COUNCIL. I'M AN AMATEUR AT THIS. NOBODY HAS PAID ME TO BE HERE. I ALSO ADMIT TO HAVING A FEAR OF THE UNKNOWN. I HAVE A FEAR OF THE KNOWN IN THIS CASE AS WELL. I'M HUMBLE TO REPRESENT A GROUP OF NEIGHBORS, 800 STRONG. WHO HAVE -- VOLUNTEERED ME FOR THIS -- THIS POSITION, IT'S BEEN MY PRIVILEGE TO REPRESENT THEM IN THE FALSE STATION THAT JUST ENDED A COUPLE OF NIGHTS AGO. LET ME TELL YOU ABOUT THESE NEIGHBORS, WHO THEY ARE. THEY ARE 98% OF THE PEOPLE IN THE IMMEDIATE AREA OF THIS PROPERTY, THEY ARE 800 STRONG. YOU MIGHT HAVE GOTTEN A COMMUNICATION FROM A FEW OF THEM. THEY ALL SIGNED A PETITION OPPOSING A HIGH DENSITY PROJECT ON THIS PROPERTY. THEY ARE ALSO AUGMENTED, SUPPORTED BY WANG, WEST AUSTIN NEIGHBORHOOD GROUP. WE ALL KNOW THE PROPERTY. I DRAW YOUR ATTENTION TO ALL OF THE YELLOW ON THIS SCREEN. THIS IS A RESIDENTIAL PART OF AUSTIN, ONE OF THE FINEST, MOST CHERISHED AREAS OF OUR CITY. THE POSITION THAT WE'RE IN IS AWKWARD, IT'S UNCOMFORTABLE. DON'T GET ME STARTED ON HOW I FEEL ABOUT THE STATE AND THE POSITION, THAT PUT EVERYBODY IN HERE. BUT THE REALITY IS THAT THE

NEIGHBORHOOD HAD TO COME UP WITH A POSITION ON THIS ISSUE. WE WERE A LITTLE SLOW TO REACT AT FIRST. WE STUDIED THE ISSUE CAREFULLY. WE HAVE DEVELOPED OUR POSITION AND I WANT TO SHARE THAT WITH YOU BRIEFLY. FOR OVER 50 YEARS THERE WAS ONE HOME ON THIS TWO ACRES. AND WE RECOGNIZE OBVIOUSLY THAT AUSTIN, INCLUDING OUR PART OF TOWN, HAS TO ACCEPT GREATER DENSITY. WE ARE NOT OPPOSED TO THAT, WE'RE NOT OBJECTING TO IT. IN FACT WE WELCOME, PERIOD. WE JUST BELIEVE THERE'S A SMART WAY TO DO IT. AND THERE'S A RESPECTABLE WAY TO DO IT AND A RATIONAL WAY TO DO IT. THAT'S WHAT WE'RE ASKING FOR. WE BELIEVE IN GOOD PLANNING. WHATEVER IS DEVELOPED ON THIS 2.2 ACRES MUST CONSIDER THE HIGH PROBABILITY THAT THE STATE SCHOOL IS EVENTUALLY GOING TO BE SOLD AND IT MUST NOT INTERFERE WITH LONG-TERM PLANNING OPTIONS ON THE GREATER 97 ACRES. WE WANT THE STATE SCHOOL TO BE PART OF OUR NEIGHBORHOOD. WE WANT THIS TO BE AN INCLUSIVE, NOT A DIVISIVE DEVELOPMENT. THERE'S AN OPPORTUNITY HERE, THE 97 ACRES OF OPPORTUNITY AND DONE PROPERLY THIS CAN BE A SHINING EXAMPLE TO THE WORLD OF THE CREATIVE AND THOUGHTFUL CITY PLANNING THAT WE'RE KNOWN FOR ALREADY. DONE POORLY, HOWEVER, THIS COULD NEGATIVELY AFFECT THE TRAJECTORY OF THIS INCREDIBLE OPPORTUNITY. WE DON'T WANT TO SEE THAT HAPPEN. WITHOUT EXCEPTION THERE'S BEEN NO DOUBT ABOUT THE CONCLUSIONS THAT EVERYONE HAS REACHED THAT'S ATTEMPTED TO THINK ABOUT WHAT MIGHT HAPPEN ON A STATE SCHOOL PROPERTY. AND WHAT BOTHERED ME A LITTLE BIT ABOUT THE 30 MINUTES THAT JUST WENT PRIOR HERE WAS THAT I DIDN'T HEAR A SINGLE MENTION OF THAT. THERE WAS NO MENTION MADE OF THE STATE SCHOOL. IT'S ALL ABOUT OUR PROPERTY. AND I LIVE THERE. AND I KNOW THAT THE STATE SCHOOL IS GOING TO GET SOLD AND DEVELOPED AND I KNOW THAT THIS CITY NEEDS TO PLAN FOR THAT. AND WE WANT THE CITY TO PLAN FOR IT. IN FACT WE ARE IN THE MIDDLE OF THE NEIGHBORHOOD PLANNING PROCESS AS WE SPEAK. BUT ONE THING THAT COMES TO LIGHT IS THAT EVERYBODY AGREES THAT THE DENSITY ON A STATE SCHOOL PROPERTY OUGHT TO BE CONCENTRATED TO THE NORTH AND THE EAST AND THAT THERE OUGHT TO BE SOME

RESPECTABLE, REASONABLE TRANSITION ZONE BETWEEN THE EXISTING NEIGHBORHOOD THAT'S TAKEN 100 YEARS TO DEVELOP OVER TIME AND WHAT'S GOING TO HAPPEN ON THE GREATER STATE SCHOOL PROPERTY. WE ALL AGREE ON THAT. WE'VE COME UP WITH SOME IDEAS ON OUR OWN. YOU HAVE PROBABLY SEEN THIS ONE BEFORE, ALL KINDS OF GREAT OPPORTUNITY THAT CAN OCCUR ON THIS GREATER PIECE OF PROPERTY. THIS PROPERTY LIES AS MENTIONED IN WHAT WOULD NORMALLY BE TERMED TRANSITION ZONE. EXPOSITION BOULEVARD IS A STREET. IT'S NOT A TRANSITION. IT'S THE FIRST ROW OF PROPERTY ALONG THE WEST SIDE OF THE STATE SCHOOL PROPERTY THAT'S THE TRANSITION, THAT'S WHERE THE PROPERTY FALLS. SO IT'S TRULY RIGHT IN THE MIDDLE OF THE TRANSITION ZONE. YOU CAN SEE THE DOTTED LINE THERE, THAT'S WHERE WE WOULD KIND OF DETERMINE IT TO BE. WE ARE ASKING FOR A REASONABLE LEVEL OF DENSITY BEFORE WE MOVE TO THE EAST AND THE REST OF THAT PROPERTY GETS DEVELOPED. WE FULLY SUPPORT THE CITY'S LAND USE PRINCIPLES, ONE OF WHICH IS TO PROVIDE AND ENSURE ADEQUATE TRANSITION. I TAKE THAT SERIOUSLY. WHEN I SEE THE WORD ENSURE UP THERE, AVOID CREATING UNDESIRABLE PRECEDENT. THIS IS A PRECEDENT SETTING DECISION, I MENTION THAT ZONING. THESE PRINCIPLES SHOULD APPLY THROUGHOUT THE CITY. WE ARE NOT ASKING FOR ANY SPECIAL FAVORS. WE JUST WANT IT APPLIED FAIRLY IN OUR NEIGHBORHOOD. WE BELIEVE THAT ADEQUATE TRANSITION IN THIS AREA EQUATES TO DENSITY THAT'S GREATER THAN WHAT PREVAILS IN TARRY TOWN. BUT SOMETHING LESS THAN WHAT'S ULTIMATELY GOING TO BE ON THE STATE SCHOOL. NOBODY KNOWS WHAT THAT'S GOING TO BE YET. WHAT PREVAILS IN TARRY TOWN IS ABOUT THREE UNITS AN ACRE. IF YOU APPLIED THAT TO THIS PROPERTY YOU WOULD GET ABOUT SEVEN UNITS. IF THIS PROPERTY WERE DEVELOPED OVER THE LAST 100 YEARS LIKE EVERYTHING ELSE IN THE AREA, THERE WOULD PROBABLY BE ABOUT SEVEN UNITS ON THIS PROPERTY. THAT'S KIND OF WHAT IT WOULD LOOK LIKE. BUT IT'S NOT. IT'S UNZONED. BUT AT THE OUTSET, WE HAVE RECOGNITION THAT OUR PART OF TOWN NEEDS TO ACCEPT GREATER DENSITY, WE AGREED TO DOUBLE THE PREVAILING DENSITY THAT -- IN OUR NEIGHBORHOOD. WE

AGREED TO GO TO SIX UNITS AN ACRE, WHICH WOULD BE 13 UNITS ON THIS. AND WE THOUGHT THAT WAS A VERY REASONABLE STARTING POSITION AND IN MANY WAYS A COMPROMISE FROM DAY ONE. AT YOUR REQUEST THEN, AND IN GOOD FAITH, WE WENT TO FACILITATION AND SPENT NINE HOURS, I WAS THERE FOR EVERY MINUTE OF IT, WITH THE DEVELOPER. I TRADED THREE NIGHTS WITH MY FAMILY FOR THAT. AND I CAN TELL YOU, WE TRIED HARD TO REACH A CONCLUSION AND A SOLUTION THERE. WE MADE A LOT OF PROGRESS. WE DID NOT RESUME A..... REACH A SOLUTION ON DENSITY. BUT AS A RESULT OF OUR EFFORTS, WE DID MOVE THE NEEDLE AND WE AGREED THAT WE WOULD MOVE UP UNDER CERTAIN CONDITIONS WE WOULD MOVE UP TO 17 UNITS AN ACRE OR 17 UNITS EXCUSE ME ON THE PROPERTY. WE THINK THAT WAS AN ADDITIONAL GESTURE OF GOODWILL, WE THINK THAT IT'S A VERY REASONABLE LEVEL OF DENSITY FOR THE TRANSITION AREA THAT THIS PROPERTY IS. AT 17 UNITS THIS PROPERTY WILL BE 2.4 TIMES AS DENSE AS THE SURROUNDING NEIGHBORHOOD. WE BELIEVE THIS LEVEL OF DENSITY, 243% IN A TRANSITION ZONE HE IS INARGUABLY APPROPRIATE AND REASONABLE. I LEAVE YOU WITH SOME QUESTIONS. IF THE STATE SCHOOL WERE SOLD TOMORROW, WOULD THAT ALTER YOUR APPROACH TO THIS DECISION? IS THE PROPOSED PROJECT PART OF A THOUGHTFUL, CAREFULLY DEVELOPED MASTER PLAN? IS IT AFFORDABLE? IS IT COMPATIBLE? IS THIS PROJECT THE FIRST STEP TOWARD AN INCLUSIVE, WALKABLE -- I DON'T THINK ANYBODY REALLY WANTS TO WALK ON EXPOSITION RIGHT NOW, INCLUSIVE NEW PART OF OUR NEIGHBORHOOD, CONNECTED AND NOT ISOLATED. CAN YOU TELL US WHERE THE NEW ROADS ARE GOING TO BE WHEN THE REST OF THE STATE SCHOOL IS DEVELOPED AT THIS LEVEL OF DENSITY? CAN YOU TELL US WHERE THE NEW SCHOOL IS GOING TO BE? IS A NEIGHBORHOOD LIKE OURS UNREASONABLE IF IT REQUESTS THAT DENSITY IN AN AREA LIKE THIS, A TRANSITION AREA, BE LIMITED TO 2.4 TIMES THE PROPER VAGUE DENSITY? WE DON'T -- THE PREVAILING DENSITY? WE DON'T THINK SO. IF THERE'S EVEN THE MOST REMOTE ELEMENT OF DOUBT IN YOUR MIND ABOUT HOW THIS PROPERTY SHOULD BE ZONED, WE WOULD URGE YOU TO PROCEED WITH CAUTION. IT'S LIKE ARCHAEOLOGY. YOU CAN ONLY DIG IT ONCE. WE

RECOMMEND THAT THIS PROPERTY BE ZONED SF 6 AND THAT DENSITY BE LIMITED TO MAXIMUM OF 17 UNITS. WITH DEED RESTRICTIONS SPECIFYING DESIGN STANDARDS. THANK YOU.

Mayor Wynn: THANK YOU. WELCOME BACK, BLAKE.

COULD I FIRST GET YOU TO PUT THAT ZONING MAP UP, BECAUSE I DON'T THINK HOW TO WORK THE POWERPOINT. THE FIRST ONE, ONE OF THE FIRST SLIDES. MY NAME IS BLAKE TOWLETTE, HERE REPRESENTING THE WEST AUSTIN NEIGHBORHOOD GROUP. AS STATED FOR MANY YEARS THE NEIGHBORHOOD ASSOCIATION HAS BEEN SUCCESSFUL IN RETAINING AN SF 3 OTHER THAN DESIGNATED COMMERCIAL RETAIL OFFICE CENTERS ALONG BOTH SIDES OF EXPOSITION BOULEVARD FROM ENFIELD ROAD TO 35th STREET. YOU CAN EASILY SEE THAT ENFIELD ROAD IS WHAT -- WELL YOU CAN SEE WHERE IT IS. THERE HAVE BEEN THREE MAJOR CHURCH CAMPUS EXPANSIONS ALONG THIS STRETCH OF EXPOSITION BOULEVARD. THE FIRST WAS TARRY TOWN UNITED METHODIST CHURCH IN 1999, THE SECOND WAS THE EPISCOPALIAN CHURCH OF THE GOOD SHEPHERD IN 2004 AND MOST RECENTLY WEST MINSTER PREBS.....PRESBYTERIAN DID A CAM CAMPUS EXPANSION IN 2006. THROUGH A COOPERATION THESE EXPANSIONS HAVE ALL BEEN ACCOMPLISHED UNDER A ZONING OF SF 3. [INDISCERNIBLE] PUSH FOR THE EXPANSION OF THIS FOR A VARIETY OF REASONS, NOT LEAST BECAUSE IT WAS DOABLE. MORE IMPORTANTLY, THOUGH, THE NEIGHBORHOOD ASSOCIATION TAKES A VERY LONG TERM VIEW OF OUR ORGANIZATION'S MANDATE TO PRESERVE THE NEIGHBORHOOD AND PROTECT IT FROM DETERIORATION. THERE HAS ALWAYS BEEN THE THOUGHT THAT ONE DAY PART IF NOT ALL OF THE AUSTIN STATE SCHOOL PROPERTY WOULD COME UP FOR DEVELOPMENT. WE HOPE THAT THIS UNBROKEN, AS YOU CAN SEE ON THE MAP, UNBROKEN SF 3 FROM ENFIELD ROAD UP TO 35th STREET, BOTH SIDE, WE WERE HOPING THIS UNBROKEN STRING OF SF 3 ZONING WAS SERVE AS A PRECEDENT. IT HAS. THE STATUS REPORT CITES IN THEIR RECOMMENDATION OF SF 6 ZONING IS THE ZONING CLASSIFICATION IS THAT SF 6 IS COMPATIBLE WITH THE EXISTING RESIDENTIAL USES ALONG EXPOSITION AND WILL ALLOW FOR A TRANSITION OF LAND USES FROM

MOPAC TO THE ESTABLISHED RESIDENTIAL NEIGHBORHOOD. THIS IS AN SF 3 NEIGHBORHOOD. WEST AUSTIN NEIGHBORHOOD GROUP SUPPORTS THE STAFF'S RECOMMENDATION OF SF 6 BUT WITH A DENSITY CAP OF 17 UNITS WITH THE NEIGHBORHOOD REQUEST. THE REQUEST FOR A DENSITY CAP AGAIN REFLECTS THE LONG RANGE PLANNING VIEW OF THE NEIGHBORHOOD ASSOCIATION. WE TOO ARE ASKING YOU, OUR COUNCIL TO PLAN AHEAD. AGAIN THIS IS NOT AN ISOLATED TWO ACRE TRACT. WHAT HAPPENS HERE WILL SET THE DEVELOPMENT TONE FOR THE ENTIRE STATE SCHOOL TRACT. IF AND WHEN IT IS DEVELOPED. WE ARE ASKING YOU TO NOT LET THE BASICALLY TO USE THE ANALOGY, DON'T LET THE TAIL WAG THE DOG HERE. WE WANT YOU TO LOOK AT THE TRACT IN ITS ENTIRETY. IT'S BEING SAID THAT THE NEIGHBORHOOD IS REJECTING DENSITY, THAT OTHER INNER CITY NEIGHBORHOODS ARE BEING MADE TO ABSORB. AS THE APPLICANT'S IN THEIR PRESENTATION SAID LOOK AT ENFIELD ROAD BETWEEN MOPAC AND EXPOSITION. LOOK AT THAT INTERSECTION THERE. LOOK ON THE OTHER SIDE OF ENFIELD AS IT GOES -- WE DO HAVE DENSITY IN THE NEIGHBORHOOD. RIGHT NOW WE HAVE TWO VERY LARGE BEARS IN THE ROOM WITH US. WE HAVE THIS TRACT THE STATE SCHOOL TRACT AND OF COURSE AS YOU ALL KNOW WE HAVE THE BRACKENRIDGE TRACT. WHETHER IT'S IN THE SHORT TERM OR LONG TERM WE ARE GOING TO ABSORB DENSITY THERE. WE ARE ASKING YOU -- WE MAY BE ASKING FOR -- WE ARE ASKING FOR A LITTLE TRANSITION HERE, WE ARE ASKING YOU TO LOOK AT SMART PLANNING FOR GROWTH, NOT PIECEMEAL PLANNING, THAT'S BASICALLY IT. I'M GOING TO PASS IT OFF, THANK YOU.

THANK YOU, BLAKE. I BELIEVE KATHY IS OUR NEXT SPEAKER, WELCOME FOLLOWED BY VIVIAN WILSON.

GOOD EVENING, THANK YOU, COUNCIL FOR LISTENING TO US TONIGHT. IS THE ELMO [INDISCERNIBLE]

THERE'S SO MANY THINGS THAT I COULD TALK ABOUT TONIGHT. I LIVE DIRECTLY ACROSS THE STREET FROM THE PROPOSED SITE. AND WHILE EXPOSITION BOULEVARD DOES DIVIDE MY HOUSE FROM THE PROPOSED SITE, I WOULD STILL ASSERT THAT I DO LIVE ON AN ADJACENT TRACT AND

THAT MINE IS A SINGLE FAMILY HOME. BUT REALLY THE TWO ISSUES THAT I'M ADDRESSING ARE, FIRST, THAT THE -- THAT THE CONCERN THAT THE NEIGHBORS HAVE BECAUSE MR. BURLINE HAS CHANGED HIS POSITION SO MANY TIMES OVER THE COURSE OF SEVERAL MONTHS THAT HE'S TALKED WITH THE NEIGHBORS ABOUT THIS DEVELOPMENT. ON THE ELMO I HAVE A LATER FROM LAUREN TULLEY, SHE AND HER HUSBAND ARE THE OWNER OF TULLA BLUE TARRY TOWN FLORIST, IMMEDIATELY NORTH OF CASIS CENTER. AND IN HER LETTER SHE, WHICH IS ADDRESSED TO MAYOR AND COUNCIL, SHE STATES THAT MR. BURLINE MET WITH HER THREE MONTHS AGO. AND TOLD HER THAT THE PROJECT SIZE WOULD NOT EXCEED 11 UNITS. WHEN I WAS FIRST INVOLVED IN THE PROJECT, WHICH WAS IN SEPTEMBER, IT WAS REPRESENTED TO ME THAT IT WOULD BE NO MORE THAN 20 UNITS. SO NOW HE'S ASKING FOR 27. SO YOU CAN SEE THAT THIS PROJECT IS A MOVING TARGET. WHICH UNDERMINES THE NEIGHBOR'S CONFIDENCE IN MR. BURR LINE'S ABILITY TO DO WHAT HE SAYS HE'S GOING TO DO. IT HAS NOT WORKED TO ENGENDER TRUST BETWEEN THE NEIGHBORS AND MR. BURLINE. IT ALSO RAISES THE CONCERN THAT THE FINAL PROJECT WILL BEAR NO RESEMBLANCE TO THE LOVELY PICTURES THAT WERE SHOWN EARLIER DURING THE APPLICANT'S PRESENTATION. THE OTHER MAJOR CONCERN THAT WE HAVE IS THAT DIRECTLY ADJACENT TO THIS SITE AS WAS MENTIONED DURING THE APPLICANT'S PRESENTATION IS A DRAINAGE EASEMENT THAT WAS CREED TO THE CITY BY THE STATE IN 1996. IN THAT DRAINAGE EASEMENT, ARE THE -- ARE THE HEAD WATERS OF TAYLOR SLOUGH SOUTH. IT RUNS FROM THE SITE ON THE STATE SCHOOL PROPERTY ADJACENT TO DIRECTLY ADJACENT TO MR. BURLINE'S SITE THROUGH THE NEIGHBORHOOD TO REED PARK THROUGH THE BELLA VISTA AREA BEHIND THE PARK INTO LAKE AUSTIN BOULEVARD. I MEAN EXCUSE ME INTO LAKE AUSTIN. SO WE HAVE THIS SLOUGH RUNNING THROUGH THE NEIGHBOR HOOD INTO THE LAKE. MR. BURLINE'S ENGINEER PROPOSED JOINING WITH THE CITY TO BUILD A DETENTION POND ON THIS DRAINAGE EASEMENT TO HANDLE RUNOFF FROM THE PROJECT AND THE ENGINEER HAS PROPOSED THIS BECAUSE IT IS OF COURSE LESS EXPENSIVE TO DO IT THIS WAY. OTHERWISE HE WOULD HAVE TO HANDLE THE RUNOFF

FROM THE TRACT IN THE UNDERGROUND TANKS WHICH WOULD BE MORE EXPENSIVE. OF COURSE THE CITY WANTS TO -- MR. BURLINE WANTS TO HANDLE IT THIS WAY BECAUSE NOT ONLY IS IT LESS EXPENSIVE TO HANDLE RUNOFF THROUGH DEPRESSION POND THAT'S ON TOP OF THE GROUND, BUT IT'S ALSO CHEAPER IF THE CITY PICKS UP PART OF THE TAB. AND SO -- SO ANOTHER CONCERN THAT WE HAVE IS THAT THIS DETENTION POND WHICH HAS NOT -- THAT HAS NO -- NO FUNDING HAS BEEN ALLOCATED BY THE CITY TO THE DETENTION POND FOR THE DEVELOPMENT OF THIS PROPERTY, FOR THE DEVELOPMENT OF THIS DETENTION POND ON THE DRAINAGE EASEMENT. BUT THERE'S NO GUARANTEE -- [INDISCERNIBLE] NOR DO I BELIEVE THAT THE CITY HAS ANY OBLIGATION TO ASSIST MR. BURLINE IN MAKING SURE THAT THIS PROJECT ACTUALLY FLOATS..... FLOATS. ANOTHER CONCERN THAT I HAVE, THAT WE HAVE IS OWE OTHER THE ENVIRONMENTAL FEATURES OF THE SITE. AS I MENTIONED TAYLOR SLOUGH SOUTH ORIGINATES IMMEDIATELY ADJACENT TO THE SITE AND THE CITY WATERSHED DEPARTMENT HAS LOCATED WETLANDS IN THIS DRAINAGE EASEMENT, THAT'S IMMEDIATELY ADJACENT TO THE SITE. AND BECAUSE OF -- THIS DRAINAGE EASEMENT HAS BEEN IDENTIFIED BY THE WATERSHED DEPARTMENT AS A CRITICAL ENVIRONMENTAL FEATURE. SO I'M NOT AN ENGINEER AND I -- BUT IT WOULD SEEM TO ME THAT IT WOULD BE DIFFICULT, IF NOT IMPOSSIBLE, FOR THE CITY OR ANYONE TO BUILD A DETENTION POND ON TOP OF A WETLAND THAT'S BEEN IDENTIFIED AS A CRITICAL ENVIRONMENTAL FEATURE. SO -- SO IT RAISE..... RAISES QUESTIONS FOR THE NEIGHBORHOOD AS TO HOW EXACTLY THE DRAINAGE FOR THIS PROPERTY IS GOING TO BE HANDLED. AND DRAINAGE TO THIS PROPERTY IS CRITICAL BECAUSE TAYLOR SLOUGH SOUTH FLOODS. MY HOUSE IS FLOODED -- HAS FLOODED, SEVERAL OTHER HOUSES IN THE NEIGHBORHOOD HAVE FLOODED AND WHAT HAPPENS TO THE DRAINAGE THAT GOES INTO TAYLOR SLOUGH AND THE DRAINAGE FROM THIS PROPOSED DEVELOPMENT IS CRITICAL BECAUSE OF THE IMPACT IT PRESENTS TO THE INFRASTRUCTURE, TO THE EXISTING INFRASTRUCTURE. IF THIS TRACT IS DEVELOPED TO THE DENSITY THAT'S PROPOSED BY MR. BURLINE, IT WILL SIGNAL THE LET ME OF DENSITY FOR -- THE LEVEL OF

DENSITY FOR THE REST OF THAT TRACT. THAT PRESENTS SEVERE CONCERNS FOR THE INFRASTRUCTURE, THE SEWAGE LINES, THE STREETS, THE SCHOOLS FOR -- FOR THE ENTIRE AREA, FOR THE ENTIRE TARRY TOWN, FOR THE ENTIRE AREA OF WEST AUSTIN AND FUTURE DEVELOPMENT OVER THE NEXT 30 YEARS. THIS PROJECT IS MORE [INDISCERNIBLE] THAN ANYTHING MR. BURLINE HAS EVER DEVELOPED. I'M CONCERNED ABOUT HIS ABILITY TO HANDLE THESE SENSITIVE ENVIRONMENTAL FEATURES AND THE INTRICATE DRAINAGE CHALLENGES PRESENTED BY THIS SITE. SO FAR MR. BURLINE HAS AVOIDED GIVING US ANY ASSURANCES AS TO WHAT HE IS GOING TO DO. HE'S GIVEN US NICE PICTURES OF PROPOSED DRAWINGS, BUT YOU WILL NOTICE THAT ALL OF THE SITE PLANS THAT ARE SHOWN ARE ON FLAT SURFACES AND THIS -- THIS SITE HAS STEEP SLOPE ON IT. HE DOESN'T HAVE TO TELL US WHAT HE'S GOING TO DO WITH THE PROPERTY. HE BOUGHT THE PROPERTY. BUT HE HAS NOT BUILT TRUST AMONG THE NEIGHBORS BY TELLING US HOW HE'S GOING TO PROCEED AND MAYBE THAT'S BECAUSE HE LACKS EXPERIENCE WITH THIS TYPE OF PROJECT OR PROJECT OF THIS SIZE OR A PROJECT THAT PRESENTS THIS TYPE OF CHALLENGE. BUT BECAUSE OF THE IMPORTANCE OF THIS PROJECT, TO THE EXISTING NEIGHBORHOOD, TO THE FUTURE DEVELOPMENT AT THE STATE SCHOOL, WE HAVE TO AVOID TAKING ANY RISKS IN THIS DEVELOPMENT. AND SO -- SO I WOULD SUBMIT THAT THIS ZONING APPLICATION CREATES FAR MORE PROBLEMS THAN IT SOLVES AND I URGE YOU TO DENY THE APPLICATION AS SUBMITTED. THANK YOU.

Mayor Wynn: THANK YOU, MS. KYLE. WELCOME MS. WILSON. YOU WILL BE FOLLOWED BY SARAH MARLER, THERE'S STILL ABOUT A LITTLE OVER 10 MINUTES LEFT.

GOOD EVENING. MARK, CAN YOU PUT UP THE PETITIONER MAP? THERE IT IS GREAT. THANK YOU. MY NAME IS VIVIAN WILSON. AS YOU KNOW I LIVE IN THE NEIGHBORHOOD. I WAS PRACTICING ARCHITECT FOR 13 YEARS PRIOR TO BECOMING A STAY AT HOME MOM. AND WE HAVE UNDERTAKEN A HUGE EXHAUSTIVE VOLUNTEER EFFORT WITH REGARD TO TRYING TO AFFECT YOUR DECISION ON THE ZONING OF THIS PROPERTY. I'M HERE MAINLY TO SPEAK ABOUT THE ISSUES OF COMPATIBILITY AND SCALE. I ALSO WAS VERY INVOLVED

IN THE PETITION DRIVE AND CAN SPEAK TO WHAT I HEARD FROM THE 800 PLUS PEOPLE WHO SIGN THE PETITION. SIMPLY PUT, PEOPLE THINK THIS IS TOO MUCH DEPOSITION COMMUNITY FOR THAT SITE IN THE TRANSITION AREA. WE BELIEVE THAT FOLLOWING GOOD PLANNING PRINCIPLES MEANS THAT DENSITY WILL BE STEPPED UP FROM THE EXISTING NEIGHBORHOOD TOWARD THE NORTHEAST OF THE STATE SCHOOL PROPERTY. KEEPING A TRANSITION ZONE AND A BUFFER FROM THE EXISTING RESIDENCES ON THE EAST SIDE OF THE EXPOSITION AND ALONG THE NORTH SIDE OF WESTOVER. LIKewise, WE BELIEVE THAT THIS PROJECT SHOULD STAIR STEP. THE BUILDINGS ON THE EAST SIDE OF EXPOSITION DIRECTLY ACROSS FROM SUBJECT PROPERTY ARE EITHER DEED RESTRICTED TO ONE STORY OR THEY ARE ONE STORY. THEY ARE ALSO DOWNGRADE FROM THE STREET. AND THIS PROPERTY ON THE WEST SIDE OF EXPOSITION, THE GRADE RISES AND THERE'S A SLOPE AS REPORTED BY THE ARCHITECT OF 40 FEET. THE SANCTUARY AT WESTMINSTER PRESBYTERIAN IS 31 FEET TO THE TALLEST POINT FROM THE INTERIOR FINISH FLOOR AND IT SITS ABOUT FIVE FEET DOWN FROM THE TOP OF KERR. SO THIS PROJECT AS PROPOSED WITH THREE STORIES WOULD DWARF EVERYTHING ON THE OTHER SIDE OF THE STREET. WE UNDERSTAND THAT IT WILL HAVE MORE DENSITY THAN WE HAVE ON THE EASTSIDE OF THE STREET. WE JUST WANT THAT TO BE A COMPATIBLE TRANSITION THAT STAIR STEPS THE DENSITY AND THE HEIGHT IN A WAY THAT DOES NOT OVERSHADOW AND IMPOSE ITSELF ON OUR EXISTING NEIGHBORHOOD. THANK YOU.

[INDISCERNIBLE] WILSON, SARAH, WELCOME. TO BE FOLLOWED BY GWEN.

I'M SARAH MARLER, I LIVE TWO BLOCKS SOUTH OF THE PROPERTY. I'M HERE TO SPEAK ABOUT THREE THINGS. FIRST OF ALL I'VE BEEN CO-CHAIR OF FRIENDS OF [INDISCERNIBLE] PARK FOR FOUR YEARS, I HAVE BEEN THERE WHEN THEY REPLACED THE SEWER LINE ALL THE WAY THROUGH IT. I'M ALSO CHAIRING A COMMITTEE OF CASIS ELEMENTARY PTA FOR TRAFFIC SAFETY. SINCE AUGUST THAT HAS BEEN A HUGE ISSUE. TAYLOR SLOUGH QUICKLY DOES DRAIN INTO THE LAKE. WHERE IT DRAINS OUT IS CLOSE TO ULRICH AND CLOSE TO DAVIS WATER

TREATMENT PLANTS. THE ONLY TWO WATER TREATMENT PLANTS THAT ARE THERE FOR THE ENTIRE CITY. SO THE IMPACT OF HIGHER DENSITY ON EXPOSITION, WHICH THIS DOES DRAIN TO THAT PART OF THE LAKE, WOULD -- WOULD BE HUGE EVEN ON OUR WATER QUALITY. THE LOWER DENSITY ON THE EASTERN SIDE OF THE TRACK OF AUSTIN STATE SCHOOL THANK, THERE'S A RIDGE LINE IN THE MIDDLE, MORE DENSITY ON THE EASTERN SIDE WHERE IT'S JOHNSON CREEK WATERSHED WOULD NOT AFFECT OUR WATER QUALITY. CASIS IS AT 110%, WE ARE OVERCROWDED. WITH OUR DEMOGRAPHICS WE PROBABLY HAVE 95% OF THOSE CHILDREN ARE GOING HOME EVERY DAY. WITH PROBABLY 500 CARS, WE ARE DOING TRAFFIC STUDIES RIGHT NOW WITH THE CITY AND WITH FOR KIDS SAKE. PEOPLE -- IT IS A CLUSTER AT 7:45 IN THE MORNING AND AT 2:40 IN THE AFTERNOON. TRAFFIC ON EXPOSITION IS AN ISSUE. IT'S NOT JUST DURING RUSH HOUR. IT'S ALL OVER. EVEN IF IT'S EMPTY NESTERS THAT ARE THERE, THEY ARE NOT GOING TO BE DRIVING DURING RUSH HOUR, THEY ARE GOING TO BE DRIVING DURING THE TIMES WHEN WE ALREADY HAVE A HUGE TRAFFIC IMPACT. I HELPED SPEARHEAD WITH VIVIAN THE PETITIONS FOR TWO WEEKENDS, ALMOST 10 TO 15 HOURS A DAY FOR THREE DAYS STRAIGHT FOR TWO WEEKENDS IN A ROW FOR SIX DAYS. I SAT AT A PETITION BOOTH AND WE HAD OVER 800 SIGNATURES. IT WAS VERY INTERESTING TO HEAR THE CONCERNS OF EVERYBODY. THE CONCERNS ARE BASICALLY THE STRESS ON OUR INFRASTRUCTURE, ON OUR ROADS, ON OUR ENVIRONMENT AND OUR SCHOOL. THEY KNOW WE ARE PART OF A NEIGHBORHOOD PLANNING PROCESS, THEY WANT THIS TO BE PART OF OUR NEIGHBORHOOD PLANNING PROCESS BUT WE ARE NOT SO LUCKY. THE NEIGHBORS FEEL THEY STARTED AT ONE HOUSE. THEY DID NOT START AT 6 UNITS PER ACRES, IT STARTED WITH ONE HOUSE THAT WAS BULLDOZED, WE MOVED TO 13 UNITS, NOW WE ARE MOVING TO 17 UNITS WITH DEED RESTRICTIONS. I HAVE 800 PEOPLE WHO CALL ME RANDOMLY, WILL BE WAITING TO HEAR WHAT THE NEWS IS OF THIS BECAUSE THEY ARE VERY INTERESTED IN WHAT HAPPENS AT THIS HEARING.

Mayor Wynn: THANK YOU, SARAH. THIS IS -- EVERYONE IN BLUE ARE NEIGHBORS WHO HAVE SIGNED AGAINST MULTI-

FAMILY FOR SINGLE FAMILY WITH LESS DENSE UNITS AND THEN THE -- THERE'S JUST A COUPLE THAT WE ACTUALLY I THINK WE HAVE GOTTEN IN THE LAST FEW DAYS AND THEN THE ONLY ONE WHO HASN'T SIGNED HAPPENS TO BE THE CONSULTANT TO THE APPLICANT. AND WE HAVE THE CHURCH.

Mayor Wynn: THANK YOU, SARAH. GWEN, WOULD YOU LIKE TO ADDRESS US. A LITTLE OVER FOUR MINUTES LEFT.

OKAY, I'M THE PRESIDENT OF THE WEST AUSTIN NEIGHBORHOOD GROUP. YOU ALL KNOW WE'RE IN NEIGHBORHOOD PLANNING, YOU HAVE ALREADY HEARD ABOUT THAT. I REALLY WANT TO COME BACK AND TALK MORE ABOUT THE WHOLE ISSUE OF THE LEADS CERTIFICATION AND THE GREEN BUILDER ISSUE BECAUSE WHAT RICHARD WAS TALKING ABOUT BEFORE IS THE LEAD FOR NEIGHBORHOOD DEVELOPMENT AND THAT'S ONE OF THE POSSIBILITY. BUT THERE IS THE LEAD FOR NEW HOMES. THAT'S EQUALLY VIABLE OPPORTUNITY FOR THIS PROJECT TO BE APPLIED FOR. LEAD FOR NEW HOMES DOES NOT HAVE ANY DENSITY REQUIREMENT. IN FACT IF THIS PROJECT IS APPLIED FOR AS PART OF THE LEAD FOR NEW DEVELOPMENT, IT WILL HAVE TO IN FACT COMPLY WITH LEAD FOR NEW HOMES. SO YOU ARE SORT OF DOUBLING THE EFFORT BY GOING FOR LEAD FOR NEW DEVELOPMENT AND LEAD FOR NEW HOMES AT THE SAME TIME. SO IT SEEMS LIKE YOU ARE ASKING THE NEIGHBORHOOD TO PAY TWICE IN A SENSE. THE LEAD FOR NEW DEVELOPMENT, FOR NEIGHBORHOOD DEVELOPMENT HAS A PREREQUISITE OF SEVEN UNITS PER ACRE. NOT FOR 10 UNITS PER ACRE. TO GET THE 10 UNITS PER ACRE IS TO ACHIEVE A POINT. I GRANT YOU THAT. BUT TO ACHIEVE A POINT, THERE'S A NUMBER OF DIFFERENT THINGS THAT YOU CAN DO TO ACHIEVE POINTS. YOU CAN HAVE -- AFFORDABLE HOUSING COMPONENTS CAN GET YOU A POINT. YOU CAN HAVE ACCESSIBLE UNITS THAT CAN GET YOU POINTS. THERE'S NO DIFFERENT WAYS THAT YOU CAN GET POINTS. SO I THINK IT'S A LITTLE BIT HARD TO ASK THE NEIGHBORHOOD TO PAY TO GET THE POINTS. THERE -- THERE'S -- THERE'S NON-REQUIREMENT FOR DENSITY REQUIREMENTS UNDER THE GREEN BUILDING PROGRAM. SO THAT'S SOMETHING THAT'S EASILY ACHIEVABLE HERE AS WELL. I THINK THE

NEIGHBORHOOD REALLY SUPPORTS THE DEVELOPERS WISH AND THE CITY'S WISH TO GO AHEAD AND -- AND REALLY DEVELOP THE PROJECT AND COMPLY WITH BOTH OF THOSE PROGRAMS. THANK YOU.

THANK YOU, GWEN. WELCOME.

THANK YOU ALL SO MUCH FOR THE TIME THAT YOU HAVE SPENT ON THIS PROJECT. I'M GOING TO TRY TO BE REALLY, REALLY QUICK. WE DID A PRELIMINARY PLAN WHICH YOU HAVE IN FRONT OF YOU WHICH IS NOT THE WANG PLAN, BUT IT IS SOMETHING TO PROVE TO OURSELVES, OUR CONSTITUENCY AND TO SHOW TO THE COUNCIL THAT WE REALLY ARE IN FAVOR OF DENSITY. WE WOULD LOVE TO SEE A TOWN CENTER, MIXED USE KIND OF DEVELOPMENT, THE STATE SCHOOL, WE'LL WORK FOR THAT, WE'LL BE INVOLVED IN THAT. BUT WE FEEL LIKE WHEN YOU GO FROM DEED RESTRICTION ONE STORY HOMES ON ONE SIDE OF EXPOSITION TO GOING UP A SLOPE AND HAVING 27 UNITS ON TWO ACRES, IT'S JUST TOO EXTREME. IT'S NOT GOOD PLANNING AND IT'S NOT LISTENING TO THE NEIGHBORHOOD. I HEARD SEVERAL THINGS ABOUT IT BEING A WALKABLE AREA. I LIVE BACKING UP TO EXPOSITION. IT IS NOT A WALKABLE..... WALKABLE AREA. PEOPLE ARE AFRAID TO WALK THEIR DOG FOR FEAR IF THEIR DOG STEPS OFF THE CURB IT WILL BE RUN OVER. THERE'S NOT A CONNECTED SIDEWALK ON THIS SIDE. THERE'S NO PLACE ON THIS PROPOSED DEVELOPMENT FOR OFF STREET PARKING BECAUSE IT'S [INDISCERNIBLE] ON EXPOSITION. IT CAN AND SHOULD BE A WALKABLE NEIGHBORHOOD. IT CAN AND SHOULD BE AN AREA WHERE PEOPLE WALK FROM ONE SIDE OF EXPOSITION TO THE OTHER. GO TO PARKS, SCHOOLS, STORES, APARTMENTS, GO TO OFFICES. IT'S NOT THAT NOW. AND WE'RE TALKING ABOUT TODAY AND POTENTIALLY FOR THE NEXT 10 YEARS. SO WE URGE YOU TO PLEASE -- ISSUES OF AFFORDABILITY. THERE'S NOTHING IN THIS PROJECT THAT'S GOING TO BE AFFORDABLE. YOU CAN'T PAY 2.5 MILLION FOR TWO ACRES AND HAVE AFFORDABLE UNITS. YOU CAN BUY AVAILABLE HOMES IN OUR NEIGHBORHOOD FOR LESS THAN THESE ARE GOING TO COST FOR TWICE THE SQUARE FOOTAGE. SO THE REALITY IS WE ARE FOR EVERYTHING THAT THEY ARE FOR, BUT IT DOESN'T BELONG ON THIS LOT RIGHT NOW WITH NO FURTHER PLANNING. WE

ENCOURAGE YOU TO DO WHAT WE ASK, WHICH IS 17 WITH DEED RESTRICTIONS, THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MS. HERNDON. I APPRECIATE YOUR ASSISTANCE WHEN YOU SHOW THAT PLAN TO THE GENERAL LAND OFFICE. [LAUGHTER]

OKAY. SO WE -- SO I WILL SET THE CLOCK BACK FOR 3 MINUTES FOR A ONE-TIME REBUTTAL IF NEED BE FROM THE APPLICANT OR AGENT. WELCOME BACK, MS. GLASGO.

MAYOR, JUST BEFORE MY TIME STARTS, COULD I JUST SIMPLY STATE THAT WHEN YOU DIRECTED US TO GO TO MEDIATION, YOU ALSO ASKED THAT THERE BE TECHNICAL STAFF TO HELP EXPLAIN ISSUES REGARDING DRAINAGE, TRAFFIC, ET CETERA. WE HAD -- WE SPENT OUR LAST MEETING FOCUSING ON DRAINAGE. JOSE GUERRERO FROM WATERSHED PROTECTION HAD TO EXPLAIN ALL OF THAT AND I BELIEVE IT WOULD BE HELPFUL, YOU HAVE YOUR STAFF HERE TO EXPLAIN WHAT HAPPENED TO OUR PLAN THAT THE CITY ADOPTED IN 1986 TO FIX A DRAINAGE PROBLEM THAT DID NOT GET COMPLETED. SO YOU CAN HEAR FROM YOUR CITY STAFF AS TO TRULY WHAT HAPPENED BECAUSE I BELIEVE THERE'S MISUNDERSTANDING REGARDING WHAT THE CITY'S OBLIGATION WAS, REGARDING THE PROPERTY THAT WAS DEEDED TO THE CITY TO DO A DRAINAGE EASEMENT. I THINK YOU NEED TO HEAR [INDISCERNIBLE] SUGGESTS THAT YOU HEAR FROM MR. GUERRERO.

Mayor Wynn: I BET COUNCIL WILL HAVE QUESTIONS OF STAFF, YES.

YES. I THOUGHT -- I THOUGHT THAT YOU WERE RAISING A QUESTION.

IN THE INTEREST OF TIME, COULD I JUST SAY THAT THOSE OF US IN THE MEDIATION HEARD A VERY PROFESSIONAL PRESENTATION AND WE CONCLUDED AT THE END OF THAT THAT THE CITY'S OBLIGATION TO FIX THAT DRAINAGE PROBLEM IS AN INDEPENDENT ISSUE FROM THIS. THAT THE DEVELOPER WILL HAVE THE OBLIGATION TO NOT HAVE HIS SIGHT BE ANY WORSE THAN IT IS NOW AND THEY HAVE

COMMITTED TO THAT. I'M NOT SURE THAT YOU ALL REALLY NEED TO GET INTO THAT RIGHT NOW. WHILE WE WANT TO FIX THAT PROBLEM, THAT'S ALMOST LIKE A SEPARATE ISSUE. THAT'S WHAT WE LEARNED FROM THE VERY PROFESSIONAL PRESENTATION THAT WE GOT FROM BOTH THEIR ENGINEER AND THE CITY.

Mayor Wynn: THANK YOU. MS. GLASGO, WELCOME BACK.

OKAY, COUNCIL. FOR OUR THREE MINUTE REBUTTAL, I WOULD LIKE TO HAVE OUR CIVIL ENGINEER TO EXPLAIN VERY BRIEFLY THE PLAN FOR DETENTION ON THIS SITE AND BRIEFLY ABOUT THE DISCUSSION REGARDING THE CITY EASEMENT.

EXCUSE ME, COUNCIL, MY NAME IS KEN BOYIER. I'M ON THE -
- I'M THE CIVIL ENGINEER. ORIGINALLY WHEN STEVE CONTACTED ME, ONE OF THE MAIN ISSUES THAT WE DEALT WAS WITH DETENTION. WE WANTED TO FIGURE OUT HOW TO ANALYZE IT AND LOOK AT IT. THE FIRST THING THAT I TOOK ON AS MY OBJECTIVE IS TO FIND OUT WHETHER OR NOT THE EXISTING POND THAT IS THERE ON THE SOUTHSIDE OF THIS PROPERTY WAS ACTUALLY BUILT TO THE ACTUAL STANDARDS AS FAR AS WHAT WAS CONSTRUCTED IN THE 1986 PLANS FOR MOUNTAIN LAUREL LANE. IT'S BEEN DETERMINED BY MY INVESTIGATION THAT THAT POND WAS NEVER BUILT. I HAVE EVEN CONTACTED CITY OFFICIALS AND INDIVIDUAL -- INDIVIDUAL DESIGNER, I CANNOT REMEMBER HIS NAME OFF THE TOP OF MY HEAD, BUT WHAT ENDED UP HAPPENING WAS THE C.I.P. PROJECT PULLED OUT THE DETENTION POND IMPROVEMENTS THAT WERE GOING TO BE DONE OUT OF THAT PROJECT DUE TO BUDGETARY CONSTRAINTS AND ALTERNATE METHODS WERE CONSTRUCTED DOWNSTREAM THAT AND TO SUFFICE MEETING THE DRAINAGE CRITERIA, MEETING DRAINAGE CONCERNS. SO IN ESSENCE WHAT I PROPOSED LAST WEEK OR MONDAY IN OUR MEETING WAS BASICALLY TO GO INTO CONJUNCTION WITH THE CITY AND DEVELOP A POND THAT WOULD NOT ONLY HOLD OUR DRAINAGE CONCERNS OR OUR DETENTION BUT ALSO BRING IT UP TO A STANDARD THAT WOULD HANDLE ALL OF THE -- ALL OF THE STATE PROPERTY AS WELL. EVEN TO -- THE POTENTIAL OF GOING ABOVE AND BEYOND AND DECREASING THE FLOW COMING OUT OF THAT

AREA AT THIS POINT.

TO CONTINUE WITH JUST THE SUMMATION OF WHAT'S GOING ON. TODAY YOU APPROVED ITEM NO. 44 ON YOUR AGENDA, THAT ITEM HAD TO DO WITH EXPLORING WAYS TO PROMOTE SUSTAINABILITY AND -- AND HAVE SNEPTS..... INCENTIVES FOR DEVELOPMENT TO COMPLY WITH GREEN BUILDING. WE WOULD LIKE THIS PROJECT, WE WOULD WANT TO BE ONE OF THOSE MODEL PROJECTS THAT COMPLY WITH SUSTAINABILITY. AND CONTINUE WITH [INDISCERNIBLE] CITY HAS. REGARDING THE MASTER PLAN FOR THE STATE PROPERTY. WE CERTAINLY WOULD APPRECIATE AND LOVE TO BE PART OF IT. WE HAVE NO OPPOSITION TO THE EXTENT THAT THE STATE CAN PROVE AND AUTHORIZE SUCH A MASTER PLAN PROCESS. WE WOULD HAVE NO OBJECTION TO BEING PART OF THAT PROCESS. AT ALL IF THAT WERE INDEED ACCEPTABLE TO THE STATE. REGARDING SITE PLANNING, AT THE TIME OF SITE PLANNING, OUR SITE DEVELOPMENT IS FULLY ENDANGERED AND WE PLAN ON -- FULLY ENGINEERED AND WE PLAN ON HAVING DRAINAGE AND A WATER CREATE POND ON SITE, UNDERGROUND, THAT IS NOT A PROBLEM, WE CAN DO THAT. [BEEPING]

VERY QUICKLY TO WRAP UP. AFFORDABILITY AND EQUITY OF HOUSING CITY-WIDE. OTHER CITIES IN THE CITY ARE ACCEPTING DENSITY, CLARKSVILLE IS TAKING ON DEVELOPMENT THAT ALLOWS 25, 24, 25 UNITS ON BAYLOR STREET THAT IS IN KEEPING WITH -- WITH RESIDENTIAL DEVELOPMENT IN THE AREA FOR ABOUT 20 CONDOS ON 1.1 ACRES FOR THE PLANNING COMMISSION AND THE NEIGHBORHOOD APPROVED JUST THIS PAST WEEK ON THE COMMISSION AGENDA. SOUTH LAND GALINDO AREA, YOU HAVE A PROPERTY WHERE THE NEIGHBORHOOD AGREED TO SF 6, 12.4 UNITS, OTHER NEIGHBORHOODS ARE TAKING ON DENSITY AND CONTINUE TO, CLARKS JILL WAS RECOGNIZED FOR TAKING ON DENSITY AND HAVING ONE OF THE DENSEST NEIGHBORHOODS IN AUSTIN. I BELIEVE HAVING THIS DEVELOPMENT, DENSITY THAT IS AT -- THAT -- THAT OF SOME 6 DENSITY IS APPROPRIATE AND WAS CERTAINLY WILLING TO ADHERE DESIGN GUIDELINES THAT -- THAT WE ALL AGREE TO. THANK YOU.

Mayor Wynn: THANK YOU, MS. GLASGO. COUNCIL, THAT

CONCLUDES THE FORMAL STRUCTURED PUBLIC HEARING OF THE TESTIMONY FOR THIS CASE. QUESTIONS OF THE APPLICANT, TEAM, NEIGHBORHOODS? STAFF? COMMENTS? COUNCILMEMBER COLE?

Cole: I HAVE A QUESTION OF MR. GUERNSEY. AND I APOLOGIZE FOR NOT GIVING YOU MORE NOTICE OF THIS. BUT THERE'S BEEN SO MUCH DISCUSSION ABOUT DENSITY AND I'M CONCERNED THAT WE SET CONSISTENT POLICY THROUGHOUT THE CITY. DO YOU HAVE ANY IDEA OR ESTIMATE FOR THE SIZE OF THIS PROJECT WHAT A COMPARABLE PROJECT THAT WE HAVE DONE, HOW MANY UNITS THAT HAS -- HAS ON IT? DO YOU UNDERSTAND WHAT I'M ASKING?

Guernsey: WELL, MS. GLASGO ACTUALLY MENTIONED A COUPLE. I HAVE NOT DONE ANY ANALYSIS TO TRY TO GIVE YOU TWO ACRES IN NORTH AUSTIN, SOUTH AUSTIN. THIS IS ONLY READY FOR FIRST READING. IF YOU GO FORWARD YOU COULD LOOK AT SOME COMPARABLE TRACTS AROUND THE CITY AND BRING THOSE TO YOU, TWO ACRES AND -- IN DIFFERENT NEIGHBORHOODS. THEN BRING BACK MAYBE FIVE TO 10 DIFFERENT TRACTS AROUND THE CITY THAT YOU HAVE APPROVED IN THE PAST YEAR, HAVE BEEN APPROVED RECENTLY FOR COMPARISON.

OKAY, THANK YOU.

COUNCILMEMBER MCCRACKEN?

McCracken: I GUESS THAT I HAVE A QUESTION FOR ALICE, PUT THE GRAPHICS BACK ON THE RENDERINGS. ALICE, COULD YOU TAKE US TO THE ONE THAT HAD THE ACTUAL DRAWING OF THE -- OF I GUESS THE -- THE CONCEPT OF THE PROJECT?

THE SITE PLAN?

NO, NO, THE ACTUAL 3 D DRAWING.

THAT ONE?

NEXT ONE. 3 D. 3 D ONE. THAT ONE, YES.

OKAY, SORRY.

OKAY. HERE'S THE QUESTION THAT I HAVE HERE. IS -- IT APPEARS THAT THERE ARE -- ARE THOSE WALLS THAT ARE -- THAT ARE ON THERE?

A RETAINING WALL. THIS IS -- THIS CONCEPTUAL OBVIOUSLY IF WALLS ARE TO BE PROHIBITED THAT CAN CERTAINLY OCCUR. THIS IS NOT A FINAL DESIGN.

THEN WHAT -- WHAT -- IT APPEARS THAT -- THAT THE SIDEWALKS ARE -- I KNOW THESE ARE JUST A SCHEMATIC. I JUST WANT TO GET SOME CLARITY ABOUT SOME THINGS. BUT NORMALLY ON URBAN ROADWAYS, THIS -- THIS WOULD BE EXPOSITION WOULD BE CONSIDERED URBAN ROADWAY. COMMERCIAL DEVELOPMENT. I THINK WHAT WE HAVE SEEN IS A LOOPHOLE EMERGE ON OUR SIDEWALK STANDARDS IF WE HAVE ANY KIND OF DENSITY, BUT WE HAVE A RESIDENTIAL ZONING CATEGORY. I THINK ONE OF THE THINGS THAT JUMPS OUT IN THIS CASE IS THAT WE'LL NEED TO APPLY ON -- ON ANY OF THESE ROADWAYS WHETHER IT'S RESIDENTIAL OR COMMERCIAL, THESE SIDEWALK STANDARDS FOR URBAN ROADWAYS IN THIS CASE. IN THIS PRESENTATION, THE SIDEWALKS, WHAT WIDTH ARE THEY IDENTIFIED AS BEING?

THE SIDEWALKS AS YOU INDICATED UNDER THE COMMERCIAL DESIGN STANDARDS, YOUR SIDEWALKS ARE REQUIRED FOR ALL RESIDENTIAL DISTRICTS. THIS PROJECT WOULD COME UP WITH YOUR DESIGN -- COMPLY WITH YOUR DESIGN STANDARDS UNDER THE CLASSIFICATION, THIS DOES NOT INDICATE OR DEMONSTRATE THAT THAT COMPLIANCE WILL BE --

SO THESE WOULD BE URBAN ROADWAY STANDARD SIDEWALKS AT 12 FEET?

THE CURRENT -- MY -- CURRENTLY THE SITE HAS SIDEWALKS, THERE'S SIDEWALKS ON THIS SIDE OF EXPOSITION AND ON THE OPPOSITE SIDE. OF COURSE THERE ARE WEEDS THAT OVERGROW IT SO NOT MANY

PEOPLE WALK ON THIS SIDE OF EXPOSITION BECAUSE OF THAT. THERE ISN'T MUCH DEVELOPMENT THERE. BUT WHATEVER THE CITY REGULATIONS ARE REGARDING SIDEWALKS AND DESIGN STANDARDS THEN WE HAVE NOT EXPECTED TO BE EXEMPTED FROM CITY REQUIREMENTS WHEN A SITE PLAN IS SUBMITTED AND HAS TO GO THROUGH THE CITY PERMITTING PROCESS.

McCracken: DO YOU HAVE ANY OBJECTION TO AGREEING UP FRONT TO URBAN ROADWAY SIDEWALK STANDARDS WITH STREET TREES?

I DON'T SEE WHY -- YOU KNOW, WHY -- WITH THE APPROPRIATE NUMBER OF UNITS AND EVERYTHING ELSE THAT GOES ALONG WITH THAT.

McCracken: CLEARLY THE REASON I ASK WE ARE CLEARING MOVING BEYOND THIS SINGLE FAMILY STANDARD I THINK THAT'S APPROPRIATE. I DON'T THINK SINGLE FAMILY IS APPROPRIATE ON EXPOSITION AS THE GATEWAY INTO WHAT'S GOING TO BE A -- I THINK EVERYBODY AGREES A VERY DENSE DEVELOPMENT IN THE STATE SCHOOL SITE. WE HAVE GOT TO MAKE SURE WHEN WE DO THAT WE HAVE SIDEWALK SYSTEMS THAT SUPPORT DENSITY, NOT SIDEWALK SYSTEMS THAT ARE GEARED TOWARD SINGLE FAMILY HOUSING. I THINK IT'S GOING TO BE REALLY CRITICAL THAT WE HAVE THE URBAN ROADWAY SIDEWALK STANDARDS WITH THE STREET TREES AND FURNITURE ZONE TO PROTECT PEDESTRIANS. UPPER PART OF HELPING ME OUT --

MR. WEISS IS HERE WHO SERVED ON YOUR COMMISSION CONCERNING DESIGN STANDARDS.

YOU AND I AND RICHARD WERE PART OF THAT EFFORT, I APPRECIATE WHAT YOU HAVE DONE. IN TERMS OF THE RESIDENTIAL UNITS THAT FRONT ON TO EXPOSITION, IS THERE ANY OBJECTION TO HAVING THE FRONT DOORS ORIENT ON TO EXPOSITION AS OPPOSED TO BEING TILTED SIDEWAYS? LIKE I KNOW THERE'S SOME -- DEVELOPMENTS WHERE THEY ALL TURN INTERNALLY AND THEY HAVE A WALL ON THE STREET.

THAT'S NOT A PROBLEM. THAT WAS THE INTENT TO HAVE THE FRONT FACING EXPOSITION LOOK LIKE THE HOUSE AND THEN YOU ENTERED -- REAR LOADED DEVELOPMENT. THAT WILL BE THE INTENT. THAT'S THE ONLY WAY IT MAKES SENSE TO MAKE IT WORK.

McCracken: THE -- LET'S KEEP IT ON FOR JUST A SECOND..... SECOND. MY CONCERN WITH HOW -- HOW THIS IS DESIGNED, AND I KNOW THIS IS A REFLECTION OF THE HUGE CHALLENGE THAT WE FACE IN THIS ENTIRE STATE SCHOOL SITE, NOT HAVING A PLAN, FIGURING OUT WHAT TO DO WITH THIS SITE ON THE FRONT END. THIS IS EFFECTIVELY A CUL DE SAC DESIGN. I THINK AN UNDERSTANDABLE CONCERN IS WHILE NORMALLY 17 OR 25 UNITS WOULD NOT THAT BE BIG OF A DEAL. WHEN THEY ARE ARRANGED IN A CUL DE SAC FASHION, THERE'S NO DISTRIBUTION SYSTEM FOR TRAFFIC. I WANTED TO GET YOU ALL'S SENSE OF HOW YOU COULD DEVELOP SOMETHING THAT ACTUALLY FROM A TRAFFIC ENGINEERING SYSTEM DOESN'T OPERATE ON A CUL DE SAC DESIGN BUT INSTEAD OPERATES ON A -- ON A MORE OF A GRID SYSTEM THAT WILL THEN BE ABLE TO BE INTEGRATED INTO THE STATE SCHOOL SITE AT THE POINT THAT IT'S FINISHED. RICHARD --

I WOULD LIKE TO SPEAK TO THAT. I HAVE LOOKED AT THAT ISSUE EARLY ON. THE WAY THIS IS DESIGNED THERE CAN BE PEDESTRIAN ACCESS THROUGH -- THROUGH THE TOP OF THE SITE. YOU KNOW, IT WAS A DIFFICULT CHALLENGE AND NONE OF THE TREES IN THAT TOP AREA, OTHER THAN THE LARGEST ONE THAT'S CLOSEST TO THE UNIT ARE PROTECTED TREES. THERE ARE TWO OPPORTUNITIES TO CONTINUE THE ROADWAYS THROUGH. THERE ARE NO BUILDING BLOCKING THE NORTH ROADWAY, THAT COULD CARRY ON THROUGH TO THE STATE SCHOOL. THE SAME THING WITH THE -- WITH THE ROAD OFF EXPOSITION, THAT COULD POTENTIALLY CARRY THROUGH TO -- TO THAT DEVELOPMENT. THIS -- THIS DEVELOPMENT I THINK WOULD BE PRETTY EASILY ADAPTABLE TO CONNECTIVITY TO THE REST OF THE STATE SCHOOL..... SCHOOL. WHO I DON'T HAVE A SENSE OF IN THIS KIND OF A PROPOSAL, THIS IS A CUL DE SAC DESIGN STILL THOUGH IN THE SENSE THAT YOU HAVE BASICALLY HOUSES -- BY THE WAY I RECOGNIZE THE LIMITATION OF THE FACT THAT THERE'S NO SITE PLAN -- I

THINK THAT WE HAVE TO THINK OF SOMETHING DIFFERENT IN TERMS OF HOW THE HOUSING -- IS ARRANGED SO THAT THE SITE DOESN'T HAVE LIKE -- THE BACKS OF THE UNITS LOOK LIKE THEY FACE INTO THE BACK OF THE FRONT.

WHEN YOU LOOK AT THE RENDERING UNDERNEATH THE UNIT, THAT'S ACTUALLY WHAT YOU WOULD SEE ALONG EXPOSITION. YOU WOULD SEE FRONT DOORS. IT IS A REAR LOADED SITE IN THAT THE GARAGES ARE ON THAT ALLEY. ON THAT INTERNAL ALLEY. ALL OF THE UNITS ON THE FRONT WOULD FACE EXPOSITION. THE WAY I LOOK AT IT, THOSE FRONT UNITS, TOWNHOUSES WOULD BE THE BUFFER THAT THE NEIGHBORHOOD IS TALKING ABOUT, THE STATE SCHOOL MAY CARRY THAT ALL THE WAY ALONG EXPOSITION, THE DENSE DEVELOPMENT WOULD OCCUR BEHIND THAT AND LIKE I SAID BOTH THE NORTH ACCESS AND THE EAST-WEST ACCESS WE WOULD HAVE TO MOVE SOME TREES, BUT THE EAST-WEST ACCESS COULD ALSO BREAK THROUGH INTO THE REST OF THE DEVELOPMENT. THERE BE MAKING IT PART OF A GRID SYSTEM.

McCracken: ARE WE JUST ON FIRST READING TONIGHT? I THINK BETWEEN FIRST AND SECOND READING, IT WOULD BE INCREDIBLY HELPFUL TO COME UP WITH AN ALTERNATIVE SCHEME ON HOW THE ROADS ARE ORGANIZED THAT REFLECTED A CONSCIOUS THOUGHT OF HERE IS OUR CONCEPT OF HOW THIS SHOULD BE INTEGRATED TO THE LARGEST STATE SCHOOL SITE AND LET'S -- SINCE WE ARE OPERATING IN A VACUUM, LET'S SET THE TEMPLATE, YOU KNOW, AND IF WE ARE SETTING THE TEMPLATE, LET'S TOO IT RIGHT. RIGHT NOW -- DO IT RIGHT. RIGHT NOW LIMITATIONS IMPOSED -- IT'S GOT SOME GRID CHARACTERISTICS, BUT DUMPS ALL OF THE TRAFFIC OUT FUNNELED INTO ONE DRIVEWAY, OPERATES LIKE A CUL DE SAC. IF YOU ARE OPERATING THIS AS THE FIRST BLOCK IN A FULLY INTEGRATED DEVELOPMENT YOU DO IT DIFFERENTLY. SO THIS IS YOUR OPPORTUNITY TO SET THE TEMPLATE FOR HOW IT WOULD WORK IF THIS WOULD JUST BE ENTRYWAY, TRANSITION ZONE IN THE FULL DEVELOPMENT.

I AGREE WITH WHAT YOU ARE SAYING, HOWEVER I DON'T AGREE THAT THE -- THAT THE PLAN WOULDN'T ACCOMMODATE THAT. I THINK WE KIND OF LOOK AT STATE

SCHOOL SITE. I THINK THAT IS A GOOD IDEA. ONE OF THE REASONS WHY THOSE ROADS DON'T CONTINUE OUT IS OUR IMPERVIOUS COVER LIMITATION. WHERE WE ARE IN THE TAYLOR SLOUGH WATERSHED, BUT LITERALLY -- I DON'T KNOW THE EXACT PROPORTIONS, IF YOU LOOK AT THE DESIRED DEVELOPMENT ZONE PART OF THE STATE SCHOOL SITE IS WITHIN THE DESIRED DEVELOPMENT ZONE PART OF IT ISN'T. WE ARE RIGHT ON THAT BORDER.

McCracken: I'M NOT SAYING THAT. I AM SAYING YOU WOULD ORIENT THE BUILDINGS DIFFERENTLY, NOT THAT DESIGN. YOU WOULD PROBABLY HAVE THE STREET ENTERING INTO THE SITE WOULD THE BUILDINGS FACING INTO THAT SITE AND ON EXPOSITION. IF YOU DREW THE GRID OUT YOURSELF IT WOULD LOOK DIFFERENTLY. YOU WOULD ORGANIZE IT DIFFERENTLY. THAT'S ALL THAT I'M SAYING.

WE CAN CERTAINLY TAKE A LOOK AT THAT.

McCracken: THEN I HAVE HEARD WHENEVER I THINK OF THE NEIGHBORHOOD, INCREDIBLY CLOSE TO EACH OTHER IS THAT -- THAT THERE'S NOT A HUGE AMOUNT OF DIFFERENCE BETWEEN THE NEIGHBORHOOD, WHICH I WILL HAVE BEFORE US, AND WHAT THE NEIGHBORHOOD HAS DECIDED IS A DEVELOPMENT THAT IS -- HAS A LOT OF CHARACTERISTIC -- CHARACTERISTICS OF DENSITY WHICH ARE THOSE TOWN HOMES IN THE DISTRICT. I THINK THOSE ARE REALLY WELL DONE. THERE'S NOT A WHOLE LOT OF DIFFERENCE BETWEEN THOSE IN BROOKLYN HEIGHTS. WE ARE MISSING ON THERE'S SOME INTEREST IN WHAT IT LOOKS LIKE, HOW IT INTEGRATES ON TO EXPOSITION. WE HAVE THE NUMBERS OF DENSITY. IF WE COULD MAYBE GET SOME CLOSER TO THE NEIGHBORS LIKE ON WEST 35th, THOSE TOWN HOMES, IT BECAME THOUGHT OUT HERE'S OUR CRACK WHAT IT WOULD LOOK LIKE INTEGRATED IN, MAYBE WE WOULD HAVE MORE DENSITY THEN BECAUSE IT IS SOMETHING THAT IS -- THAT IS AN ADDITION AND POSITIVE TRANSITION. RIGHT NOW I UNDERSTAND THE LIMIT.....LIMITATIONS YOU ALL FACE, I UNDERSTAND WHY THE NEIGHBORS DON'T LIKE THIS. I THINK IF THEY WITH -- IF WE HAD THIS ARRANGED TO TRANSITION INTO THE WHOLE DEVELOPMENT WE WOULD REALLY MAKE PROGRESS ON THAT.

AN INTERESTING THING ABOUT THE UNITS ON 35th STREET, I'M NOT SURE WHAT THE EXACT NUMBERS ARE, THOSE ARE ALL ZONED SF 3 AND DEVELOPED TO HIGHER STANDARDS.

LET'S NOT GET FIXATED ON THAT. I'M TALKING ABOUT WHAT IT LOOKS LIKE. COME UP WITH UNITS LIKE THIS THAT LOOK LIKE THE THINGS ON WEST 35th STREET. I THINK EVERYBODY OWE HOE -- THERE'S NO SIGN THAT SAYS SF 3. I LIKE IT. YOU ALL LIKE IT.

THAT'S A GOOD IDEA.

MAYOR PRO TEM.

Dunkerly: I THINK THIS HAS BEEN AN INCREDIBLY HARD PROJECT. I REALLY DO APPRECIATE THE NEIGHBORHOOD SITTING DOWN WITH THE OPENERS AND THE AGENTS AND TRYING -- OWNERS AND AGENTS AND TRYING TO WORK THROUGH A SOLUTION. THE BIG ELEPHANT IN THE ROOM IS THE TRACT FROM THE STATE SCHOOL. UNFORTUNATELY, THAT'S NOT WHAT WE'RE DEALING WITH TONIGHT. WE CAN'T -- WE WOULD LIKE TO BE ABLE TO PLAN ALL OF IT AT ONE TIME. AND I THINK WHEN -- WHEN I SPOKE EARLIER WITH MR. WEISS, I THINK HE DID HAVE THE IDEA OF HOW TO INTEGRATE THAT. MAYBE IF YOU COULD SKETCH IT A LITTLE BIT DIFFERENTLY WE COULD SEE THAT DEPENDING ON WHAT HAPPENS TO THE STATE SCHOOL AND WHEN WE HAVE REALLY NO CONTROL OVER THAT. I KNOW THE STATE'S VERY COOPERATIVE AND I'M SURE THEY'RE GOING TO WORK WITH US ON IT. BUT THEY MAY NOT HAVE THE SAME TIME LINE. SO WHEN I LOOK AT THAT, I LIKE THE IDEA OF PUTTING THE TOWNHOUSE STYLE OUT ON EXPOSITION WITH THE SIDEWALKS. SO THAT THE -- WHEN YOU DRIVE DOWN THAT STREET YOU GET THE -- YOU'LL GET THE SAME FEELING THAT YOU DO WITH THE OTHER TOWNHOUSES AND THE OTHER PART OF THE NEIGHBORHOOD. I THINK THAT'S WHAT THIS LENDS ITSELF TO. AND THEN PUT THE -- PUT MORE SMALLER UNITS IN THE BACK. AND EVEN THAT MAY ACT AS A BUFFER DEPENDING ON WHAT THE STATE AND WHAT THE NEIGHBORHOOD DOES WITH THAT OTHER LAND. I DO KNOW THAT WE HAVE ZONED MANY, MANY OTHER AREAS IN DIFFERENT PARTS OF THE CITY WITH A LOT GREATER DENSITY THAN WE ARE CONSIDERING HERE TONIGHT. AND

I'M -- I THINK THAT IT'S JUST A MATTER OF -- IT'S NOT SO MUCH A MATTER OF HOW MANY UNITS. I THINK WHAT'S REALLY GUIDING THIS PROJECT IS THE IMPERVIOUS COVER LIMITS. THEY LIMIT THE AMOUNT OF SQUARE FOOTAGE THAT YOU CAN HAVE. SO -- SO THEY ARE GOING TO HAVE THAT X AMOUNT OF SQUARE FOOTAGE AND YOU CAN HAVE THEM IN LARGER HOMES, WITHIN THE McMANSION LIMITS, OR YOU CAN HAVE THEM, YOU KNOW, MORE -- A LARGER NUMBER OF SMALLER HOMES AND I THINK WE HAVE GOT A FAIRLY GOOD MIX HERE OF SOME A LITTLE LARGER AND SOME A LITTLE SMALLER. BUT THE TOTAL SQUARE FOOTAGE IS PROBABLY NOT GOING TO CHANGE. BECAUSE IT'S DRIVEN BY SOMETHING, BY A DIFFERENT MEASURE MORE OR LESS. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

THEY WOULD HAVE ELEVATORS AND THEY WOULD ALL BE ACCESSIBLE UNITS BY THE TDLR STANDARDS. THE TOWNHOUSES MAY -- THE LARGER UNITS, WHICH WOULD BE THE TOWNHOUSES, MAY HAVE ELEVATORS. THAT WILL JUST BE A FUNCTION OF COST AND NUMBER OF STORIES.

Kim: AND THEN HOW MANY ONE BEDROOM UNITS ARE YOU GOING TO HAVE?

WE HAVEN'T REALLY -- I HAVEN'T CALCULATED NUMBERS BASED ON -- WE WERE GOING TO DETERMINE THAT -- FIGURE OUT HOW MANY UNITS WE COULD GET AND THEN DO THE DISTRIBUTION. I THINK THAT WE HAD TALKED ABOUT DOING SEVEN TO 10 UNITS IN THE 11 TO 1400 SQUARE FOOT RANGE, SO I ASSUME MOST OF THOSE WOULD BE ONE BEDROOMS. ONE BEDROOM WITH A STUDY OR TWO BEDROOMS.

Kim: I KNOW THERE'S AN INTEREST FROM THE NEIGHBORS, AND I AGREE, TO REALLY MAKE SURE THAT THIS IS COMPATIBLE WITH THE OTHER FAMILY-SIZED HOUSING IN THE AREA. SO IF THERE'S A WAY THAT YOU CAN DESIGN IT SO THAT YOU DON'T HAVE ANY UNITS THAT ARE LESS THAN TWO BEDROOMS, I THINK THAT WOULD HELP ME TO FEEL MORE COMFORTABLE WITH THIS BECAUSE FAMILIES LIKE TO LIVE TOGETHER. THENT TO HAVE CHILDREN THAT CAN PLAY WITH OTHER CHILDREN AND IT DOESN'T SEEM LIKE A FAMILY-SIZED PROJECT WHEN HAVE YOU ONE BEDROOMS

THERE. AND I KNOW THE NEIGHBORS WERE INTERESTED IN A MINIMUM OF 1400 SQUARE FEET PER UNIT. IS THAT SOMETHING YOU WOULD BE OPEN TO?

I PERSONALLY HAVE A BIAS AGAINST THAT BECAUSE I FEEL LIKE LARGER UNITS, 1400 SQUARE FEET, IF YOU CAN ACCOMPLISH THE SAME THING AND CREATE A UNIT THAT'S AS FUNCTIONAL IN A THOUSAND SQUARE FEET, THEN EACH ONE OF THOSE UNITS IS SAVING YOU 400 SQUARE FEET IN TERMS OF RESOURCES. BUT I'M SURE THE DEVELOPER WILL GO WITH WHATEVER COMPROMISE IS REACHED.

Kim: OF THE TWO, FOR ME WHAT'S MORE IMPORTANT IS MAKING SURE THAT THE UNITS ARE NOT SMALLER THAN TWO BEDROOM PER UNIT.

THAT CAN BE ACHIEVED, DEFINITELY.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? IF NOT, MAYBE I'LL ENTERTAIN MAYOR PRO TEM'S MOTION.

Dunkerley: OKAY. I WOULD MOVE APPROVAL ON FIRST READING ONLY OF SF-6 WITH A LIMIT OF 20 UNITS.

SECOND. DUNK....

Dunkerley: AND CLOSE THE PUBLIC HEARING.

Mayor Wynn: MOTION BY THE MAYOR PRO TEM TO CLOSE THE HEARING AND AN SF-6, LIMIT OF 20 UNITS. I ASSUME THAT MAKES THE RECOMMENDATION OR REQUEST OF COUNCILMEMBER MCCRACKEN ON THE SORT OF ARCHITECTURAL SITE AND ARCHITECTURAL ANALYSES BEFORE THIS WOULD COME BACK.

McCracken: MAYOR, I THINK WE HAD NO PROBLEM WITH THAT. THE NO WALLS, THAT THE SIDEWALKS WOULD BE URBAN ROADWAY SIDEWALK STANDARDS WITH STREET TREES. FOOND THE DEVELOPMENTS, THAT THE UNITS FRONTING ON TO EXPOSITION, THE FRONT DOORS MUST ORIENT TO EXPOSITION.

Mayor Wynn: MAYOR PRO TEM, DO YOU CONSIDER THOSE

FRIENDLY AMENDMENTS?

Dunkerley: ABSOLUTELY.

Mayor Wynn: DID WE HAVE A SECOND? COUNCILMEMBER COLE SECONDS. SO MOTION AND A SECOND ON THE TABLE, SF-6, LIMIT OF 20 UNITS, FIRST READING ONLY, WITH ADDITIONAL -- NOT ONLY ADDITIONAL CONDITIONS, AN ADDITIONAL REQUEST FROM COUNCIL REGARDING BOTH SITE AND ARCHITECTURAL DESIGN ANALYSES. COUNCILMEMBER MCCRACKEN.

McCracken: I WOULD SAY FOR STARTERS, IF THIS WERE THIRD READING I WOULD NOT VOTE FOR THIS. I'M GOING TO VOTE FOR THIS TONIGHT AND THE REASON WHY IS I THINK THAT WE THEN PLACE THE OPPORTUNITY TO CREATE -- TO DO THIS RIGHT. BUT IT'S NOT DONE RIGHT YET, BUT WE CAN GET THERE. WE'VE GOT SOME VERY BRIGHT PEOPLE WHO HAVE A LOT OF COMPETENCE, AND I WOULD LIKE TO SEE BEFORE SECOND READING IS FOR RICHARD WEISS AND DEALLY HERNDON AND SOME FOLKS WHO ARE VERY SHARP AT TAKING A CRACK OF SAYING IF WE DO THIS RIGHT INTO A TRANSITION INTO A LARGER DEVELOPMENT AND THEN WE'RE GOING TO ADJUST THE DESIGN TO FIX WHAT THE NEIGHBORHOOD HAS IDENTIFIED AS A VERY SOUND DESIGN THAT WOULD WORK, IT WOULD REFLECT THE VALUES OF THE NEIGHBORHOOD, IT WOULD REFLECT THE ARCHITECTURAL INTEGRITY OF THE NEIGHBORHOOD, BECAUSE I THINK WE'VE GOT TO MAKE SURE WHAT IS BUILT THERE REFLECTS THE CHARACTER OF THE NEIGHBORHOOD IT'S BUILT. I THINK WE HAVE OPPORTUNITIES THAT ARE THERE THERE YET, BUT THEY CAN GET THERE. I WOULD LIKE FOR YOU, ALLISON, RICHARD AND DEALLY AND OTHER FOLKS WHO HAVE A LOT OF GREAT URBAN DESIGN AND ARCHITECTURAL SKILLS TO GET TOGETHER AND LET'S CREATE THE TEMPLATE OURSELVES FOR WHAT WE THINK IS GOING TO BE THE EVENTUAL TRANSITION INTO THE ENTIRE STATE SCHOOL DEVELOPMENT. AND THEN ALSO I THINK IT WOULD BE HELPFUL -- I KNOW A GROUP OF US IS GOING TO VISIT WITH THE GENERAL LAND OFFICE HERE SHORTLY AND IT WOULD BE GOOD TO HAVE YOU COME TOO. AND THEN LET'S SEE WHAT WE COME UP WITH ON SECOND READING.

Mayor Wynn: COUNCILMEMBER KIM.

Kim: I'M GLAD THAT THE NEIGHBORS ACTUALLY TOOK A STAB AT THE STATE SCHOOL SITE. IT SHOWS THAT YOU'RE THINKING ABOUT YOUR AREA AND THE FUTURE OF IT. THE PROJECT THAT'S PROPOSED RIGHT NOW I AGREE, I'M NOT COMFORTABLE WITH IT UNLESS WE CAN MAKE SOME MODIFICATIONS THAT MAKE IT MORE COMPATIBLE AND ALSO ANTICIPATE THE DESIGN OF THE STATE SCHOOL SITE WHERE YOU WOULD HAVE THE DENSITY MORE TO THE NORTH AND EAST. MY CONCERN ABOUT PACKING IN SO MANY UNITS ON THIS PROPERTY IS THAT IT MIGHT SET A TREND FOR MORE DENSITY ON THAT PART OF THE STATE SCHOOL TRACT AND THAT'S NOT WHAT WE WANT. SO I WILL APPROVE ON JUST FIRST READING ONLY, A VOTE ON FIRST READING ONLY, BUT I WOULD LIKE TO HAVE DETAILS ON THE SITE, ESPECIALLY WITH THE NUMBER OF UNITS AND THE SQUARE FOOTAGE FOR EACH OF THE UNITS AND WHERE THEY WOULD BE.

Mayor Wynn: MOTION AND A SECOND ON THE TABLE, FIRST READING ONLY. FURTHER COMMENTS? COUNCILMEMBER LEFFINGWELL.

Leffingwell: I'M GOING TO SUPPORT IT ON FIRST READING ONLY ALSO, BUT I DON'T KNOW RIGHT NOW WHAT I'M GOING TO DO ON SECOND AND THIRD, BECAUSE I THINK THE OVERRIDING ISSUE HERE IS THE PRECEDENT SETTING THAT THIS PARTICULAR DECISION MIGHT MAKE. IT'S NOT AS IF WE'RE MAKING A DECISION ON A 2.2-ACRE TRACT OF LAND. WE'RE ACTUALLY TALKING ABOUT A 97-ACRE TRACT OF LAND POSSIBLY THERE. AND THAT WILL MAKE IT AN ENTIRELY DIFFERENT STORY IN MY MIND. WE'RE ALSO LOOKING AT ANOTHER LARGE TRACT ON THE EDGE OF THIS NEIGHBORHOOD THAT HAS THE POTENTIAL FOR DEVELOPMENT, AT LEAST -- FOR DEVELOPMENT, AT THREE FEET THERE'S.....LEAST THERE'S BEEN DISCUSSION OF THAT. I'M VERY WARY OF SETTING A PRECEDENT THAT COULD LEAD US DOWN THE ROAD TO ACTUALLY PARCELLING OUT ALL OF THIS LAND BIT BY BIT, PIECE BY PIECE WITH NO PLANNING AND NO FORETHOUGHT AS TO HOW EACH LITTLE BIT AFFECTS THE WHOLE. SO I'M GOING TO GIVE THIS A LITTLE MORE TIME, SO I'LL SUPPORT IT TONIGHT WITH THE

CAVEAT THAT I AM STILL WARY ABOUT THE PRECEDENT OF SETTING HIGH DENSITY HERE WITHOUT SOME KIND OF PLANNING FOR THE ENTIRE TRACT.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS? A MOTION AND A SECOND ON THE TABLE. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO FOR FIRST READING ONLY. THANK YOU ALL VERY MUCH. LET'S SEE. MR. GUERNSEY, I KNOW THAT -- WE TABLED A FEW ZONING CASES UNTIL WE TOOK UP A PUBLIC HEARING REGARDING OUR VMU STATUS, BUT WE HAVE SOME FOLKS HERE WHO I THINK WANT TO GIVE US TESTIMONY REGARDING PUBLIC HEARING NUMBER 100 YOU, CITY SMART HOUSING PROGRAM, AMONG OTHERS. SO WITHOUT OBJECTION, COUNCIL, I WOULD LIKE FOR FOLKS TO GET HOME, ESPECIALLY IF THEY HAVE SPECIAL TRANSIT NEEDS, BEFORE THE HOUR GETS TOO LATE. SO WITH THAT IF WE COULD TAKE UP OUR PUBLIC HEARING 100, CONSIDERING AMENDING TITLE 25 OF THE CITY CODE FOR HOUSING INCENTIVES. PUBLIC HEARING 100, MR. HILGERS.

YES, SIR. PAUL HILGERS, NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT. I'M GOING TO BREEZE THROUGH THIS QUICKLY AND I APPRECIATE THE FACT THAT WE'LL GET THIS DONE. AND THE TESTIMONY OF FOLKS WHO WANT TO DISCUSS THIS ISSUE. WE'RE BRINGING FORWARD WHAT ARE THE PHASE 2 SMART HOUSING ENHANCEMENTS. YOU'LL BE REMINDED THAT COUNCIL ON JUNE THE 7TH BEGAN THE IMPLEMENTATION OF THE AFFORDABLE HOUSING INCENTIVES TASKFORCE RECOMMENDATIONS BY APPROVING A NUMBER OF THE ENHANCEMENTS TO SMART HOUSING. THESE INCLUDED INCORPORATING THE VERTICAL MIXED USE, CBD AND DMU, REQUIRING FIVE PERCENT OF THE VERTICAL HOUSING TO BE ACCESSIBLE. NOT REQUIRING THEM TO LOCATE 25% OF RESIDENTIAL UNITS ON THE GROUND FLOOR. ADD AGRICULTURE NEW DEFINITION OF INCOME ELIGIBILITY FOR THOSE SPECIAL AREAS OF VMU CENTRAL BUSINESS DISTRICT AND DMU ZONING DESIGNATIONS. ALLOWING HOUSEHOLDS TO SPEND

UP TO 35 PERCENT OF GROSS INCOME ON HOUSING AND PROVIDING A COMMUNITY LAND TRUST OPTION FOR COMMUNITY HOME OWNERSHIP. IN ORDER TO STRENGTHEN THE HOUSING POLICY, WE'RE PROPOSING TO CONVERT THE JUNE 7TH, 2007 SMART HOUSING RESOLUTION BY THE COUNCIL INTO AN ORDINANCE. THE NEW ORDINANCE INCLUDES THE JUNE SEVENTH AMENDMENTS TO SMART HOUSING AND ADDS THE FOLLOWING ITEMS. IT AMENDS THE CAPITAL RECOVERY FEE ORDINANCE TO INCORPORATE THE AFFORDABILITY REQUIREMENTS AND INCOME LIMITS ANDD .. CODIFIES... NEXT IS TO MODIFY MULTI-FAMILY AND MIXED USE ACCESSIBILITY REQUIREMENTS TO MATCH FEDERAL FUNDING, FIVE PERCENT ACCESSIBILITY REQUIREMENTS. ADOPTION OF THIS CHANGE PROPOSES TO INCREASE THE PARTICIPATION IN SMART HOUSING AND ULTIMATELY INCREASE THE NUMBER OF AFFORDABLE, ACCESSIBLE UNITS. THIS IS PART OF THE TROAFERL ISSUE FOR SOME OF THE SPEAKERS HERE TONIGHT. I KNOW THAT IT IS COUNTER INTUITIVE TO THINK THAT BY REDUCING THE NUMBER OF RIRNLTS FROM 10 PERCENT TO FIVE PERCENT THAT YOU MAY ACTUALLY ACHIEVE GREATER VISITABILITY AND GREATER ACCESSIBILITY, BUT WHAT WE HAVE FOUND IN OWSH HETION TRY WITH -- IN OUR HISTORY WITH SMART HOUSING IS SMART HOUSING DEVELOPMENTS ARE NOT PARTICIPATING WITHOUT TAX CREDITS OR PARTICIPATING WITH US. AND ONE OF THE REASONS THEY STATE IS BECAUSE OF THE 10 PERCENT ACCESSIBILITY REQUIREMENTS TO PARTICIPATE. SO THAT IS WHY WE'RE PROPOSING THIS. WE DID TAKE THIS BEFORE THE MAYOR'S COMMITTEE FOR PEOPLE WITH DISABILITIES AND THEY DID RECOMMEND THIS WITH THE CAVEAT THAT WE WOULD EXAMINE THIS POLICY AND DETERMINE WHETHER OR NOT WE WOULD GET ACCESSIBLE UNITS AS A RESULT OF THIS CHANGE. AND IF WE DON'T, TO SEE WHAT RECOMMENDATIONS WE WOULD MAKE TO ENSURE THAT BE DO INCREASE THE NUMBER BE OF ACCESSIBLE UNITS WE CAN GET IN THIS CITY. ALSO THE LAST TWO ITEMS, REAL QUICKLY, ARE TO ALLOW SMART HOUSING CERTIFICATION AND FEE WAIVERS FOR MULTI-FAMILY REHABILITATION AND CONDOMINIUM CONVERSIONS TO PROVIDE SOME INCENTIVES FOR GREEN BUILDING AND SOME OTHER INCENTIVES. THIS WON'T AFFECT THE CAPITAL RECOVERY

FEE EXCEPTIONS BECAUSE OBVIOUSLY IF THEY'RE AN EXISTING UNIT THEY DON'T HAVE CAPITAL RECOVERY FEES OR HAVE TO PAY THEM. AND THEN INCREASE THE PENALTIES FOR FAILURE TO MEET THE SMART HOUSING GOALS. THIS WILL BE ADDED TO THE ORDINANCE IN THE FORM OF LIQUIDATED DAMAGES. ANY DAMAGES WILL BE USED FOR THE PURPOSE OF CONSTRUCTING UNITS LOST FOR NONCOMPLIANCE. AGAIN, ONE OF THE ITEMS TO SHORE UP SMART HOUSING IS WHEN A DEVELOPER DEMONSTRATES THAT THEY SAID THEY WERE GOING TO ACHIEVE SOME PUBLIC BENEFIT FOR US AND DIDN'T ACHIEVE PUBLIC BENEFITS, ALL WE COULD DO PREVIOUSLY WAS JUST GET BACK THE FEES THAT THEY PAID. THIS WILL ALLOW US TO HAVE A LITTLE MORE PUNITIVE DAMAGES FOR THAT. NOW, TWO FINAL CHARTS. ONE IS THE NEIGHBORHOOD PLANNING AND BE ZONING DENT IS PROCESSING THE ADDITIONAL LAND DEVELOPMENT CODE AMENDMENTS THAT WILL CREATE NEIGHBORHOOD PLAN TOOLS TO CREATE FLEXIBILITY DEVELOPMENT STANDARDS FOR SINGLE-FAMILY SERVING 60% OF MFI FOR 20 YEARS. ALLOW MULTI-FAMILY 6 STANDARDS ON ALL MF 2 PROPERTY THROUGH MF GREEN FILL SITES. IN..IN OTHER WORDS, TAKE PROPERTY THAT'S EARMARKD FOR MULTI-FAMILY RIGHT NOW WOULD HAVE THE ENTITLEMENT TO GO TO MF 6 AND TO PROVIDE THE DOWNTOWN DENSITY BONUS AN OPTIONAL FEE IN LIEU OF. THESE ARE THE RECOMMENDATIONS THAT CAME FROM THIS TASKFORCE AND THOSE WILL BE COMING FOR YOUR CONSIDERATION IN JANUARY. THESE RECOMMENDATIONS HAVE BEEN THROUGH THE MAYOR'S COMMITTEE FOR PEOPLE WITH SCAIBILITIES, WATER AND WASTEWATER COMMISSION AND THE PLANNING COMMISSION AND STAFF DOES PROVIDE THOSE RECOMMENDATIONS FOR YOUR CONSIDERATION. I'LL BE GLAD TO ANSWER ANY QUESTIONS AFTER WE HEAR FROM THE PUBLIC IF YOU WOULD LIKE.

Mayor Wynn: THANK YOU, MR. HILGERS. QUESTIONS FOR STAFF, COUNCIL? IF NOT, THEN WE WILL GO TO OUR CITIZEN TESTIMONY, OUR PUBLIC HEARING. IF I CAN CALL UP THOSE NAMES. OKAY. WE'VE GOT 11 SPEAKERS. OUR FIRST SPEAKER, STEPHANIE THOMAS. I SAW HER EARLIER. WELCOME BACK, STEPHANIE. YOU WILL HAVE THREE

MINUTES TO BE FOLLOWED BY JENNIFER MCPHAIL, TO BE FOLLOWED BY DAVID WITTY.

MY NAME IS STEPHANIE THOMAS. I'M A MEMBER OF ADAPT OF TEXAS AND I AM AGAINST CHANGING THE ACCESSIBILITY REQUIREMENTS FOR SMART HOUSING. FRANKLY, I WOULD LIKE TO KNOW WHAT IS HAPPENING TO ACCESS IN AUSTIN? THIS IS TO SAVE THE A, THE A OF SMART HOUSING WAS SUPPOSED TO BE ABOUT ACCESSIBLE. IT'S AN AWARD-WINNING PROGRAM. ARE YOU GOING TO SEND BACK THE AWARDS BECAUSE YOU ARE GOING BACK ON THE ACCESSIBLE FEATURES OF IT? I THINK THAT WOULD BE THE ONLY FAIR THING. BASICALLY, YOU KNOW, THERE ARE OTHER WAYS TO GET PEOPLE TO PARTICIPATE. WE DON'T JUST HAVE TO DRIZZLE EVERYTHING DOWN TO THE LOWEST LEVEL UNTIL FINALLY THEY AGREE TO PARTICIPATE BECAUSE WE'RE HANDING OUT MONEY FROM THE CITY. WE CAN BUILD UP ENHANCEMENTS IN OTHER WAYS AND I DON'T THINK THAT THE STAFF HAS REALLY LOOKED AT WAYS OF DOING THAT. THEY'VE NEVER TOLD US OF ANY EFFORTS THAT THEY'VE MADE IN THAT DIRECTION AT ALL, THEY'VE JUST LISTENED TO THE DEVELOPERS COMPLAINING ABOUT ACCESSIBILITY. AND YES, I KNOW THIS IS SUPPOSED TO BE A VERY PROGRESSIVE COMMUNITY, BUT THERE ARE A LOT OF PEOPLE HERE WHO COMPLAIN ABOUT ACCESS A LOT, EVEN THOUGH THEY WILL FIND THEMSELVES USING IT ONE DAY OR MEMBERS OF THEIR FAMILIES USING IT ONE DAY. AND WE HAVE PEOPLE WHO DON'T LOOK LIKE THEY'RE DISABLED WHO GO TO MEETINGS AND HERE HEAR THEM SAYING IT, SO WE KNOW IT'S TRUE. SO IF THEY COMPLAIN ABOUT IT ALL THE TIME, IS THAT WHAT YOU WANT TO DO, BUCKLE TO THOSE PEOPLE, BUCKLE TO THAT KIND OF AN ATTITUDE? I THINK THERE ARE OTHER WAYS TO ACHIEVE THE GOAL OF GREATER PARTICIPATION IN AN AWARD-WINNING PROGRAM THAN WATERING DOWN THE ACCESSIBILITY REQUIREMENTS. I THINK YOU CAN DO BETTER! AUSTIN IS A TOWN FULL OF MANY CREATIVE PEOPLE. YOU DON'T HAVE TO HAVE UGLY ACCESS. YEAH, YOU CAN BUILD IT UGLY AND IF YOU WANT TO LOOK AROUND YOU CAN SEE PLENTY OF EXAMPLES OF THAT, BUT YOU DON'T HAVE TO DO THAT. YES, YOU CAN MAKE ACCESS EXPENSIVE, BUT YOU DON'T HAVE TO DO THAT. THE ESTIMATE OF THE COST OF MAKING A PROPERTY

ACCESSIBLE IS ABOUT ONE PERCENT OF THE COST OF THE PROPERTY. NOW, ONE PERCENT FROM -- THAT IS NOT A CREATIVE ORGANIZATION. IF YOU'VE EVER HAD ANY DEALINGS WITH HUD, YOU WOULD KNOW THEY ARE NOT VERY CREATIVE. AND IF THEY CAN MAKE THAT WORK, AUSTIN CAN MAKE THAT WORK. AND I URGE YOU TO DO IT AND NOT SUCCUMB TO WATERING DOWN ACCESSIBILITY REQUIREMENTS. WE WERE ASKED OVER THE YEARS WE'VE BEEN ASKED TO SIGN OFF ON SOME DEVELOPMENTS THAT WEREN'T GOING TO COME UP TO THE FULL 10 PERCENT, AND WE AGREED ONCE, AND WHAT HAPPENED, THEY COME BACK WITH ANOTHER ONE AND THEN THEY GOT ANGRY WHEN THEY THEY DIDN'T AGREE WITH IT. SO IT'S GOING TO GO ON WITH IT. SAVE THE A!

Mayor Wynn: THANK YOU. THE NEXT SPEAKER IS JENNIFER MCPHAIL. WELCOME BACK. I SAW HER OVER THERE SOMEWHERE. THERE YOU ARE. TO BE FOLLOWED BY DAVID WITTY.

I'M JENNIFER MCPHAIL ALSO OF ADAPT OF TEXAS AND I WANTED TO HAND OUT A FEW POINTS. THOSE ARE THAT MOST OF YOU SAY THAT YOU'RE SUPPORTIVE OF ACCESS, BUT YOU DON'T REALLY UNDERSTAND WHAT HAPPENS WHEN YOU DRIZZLE DOWN THE REQUIREMENTS FOR THESE PROGRAMS. YOU DON'T UNDERSTAND THE PHYSICAL AND THE EMOTIONAL IMPACT THAT IT HAS ON PEOPLE THAT YOU'RE NOT COMING IN CONTACT WITH. I CAN TELL YOU MY OWN PERSONAL EXPERIENCE IS THAT I SUFFERED A LOT OF PHYSICAL -- I ACQUIRED FUTURE PHYSICAL DISABILITIES BECAUSE I HAD TO RELY ON OTHER PEOPLE TO GET ACCESS TO THE BATHROOM IN THE HOME THAT I LIVED IN. I WAS 19 YEARS OLD BEFORE I LIVED IN AN ACCESSIBLE HOME WITH AN ACCESSIBLE BATHROOM. CAN YOU IMAGINE HAVING TO HAVE SOMEONE THERE EVERY TIME YOU WENT TO RESTROOM? OR HAVING TO HOLD IT WHEN THERE WASN'T? NO, YOU CAN'T IMAGINE THAT. SO YOU HAVE TO DEFER TO THE EXPERTISE OF THE COMMUNITY AND STAND STRONG FOR THESE PROJECTS. THIS IS VERY IMPORTANT. IT HAS BOTH A PHYSICAL AND EMOTIONAL IMPACT ON THIS COMMUNITY. IT COSTS MY FAMILY TENS OF THOUSANDS OF DOLLARS TO TREAT THE PROBLEMS THAT OCCURRED BECAUSE I WASN'T ABLE TO HAVE ACCESS TO THE

BATHROOM. IT'S COMMON SENSE THAT IF YOU SPEND A FEW HUNDRED DOLLARS OR WHATEVER THE CASE MAY BE FOR THE UNIT OR EVEN JUST ONE PERCENT OF THE PROJECT LIKE STEPHANIE SAID, ACCORDING TO HUD, THAT YOU WILL SAVE PEOPLE BOTH THE AGONY AND THE ANGUISH OF BEING ISOLATED FROM THE REST OF THE COMMUNITY. YOU SHOULD BE ASHAMED OF THE FACT THAT YOU'VE BEEN OVER AND OVER AGAIN ASKED TO DWINDLE THIS BACK. IT IS A SHAME. AND I'LL JUST CLOSE BY REMINDING YOU THAT PRESIDENT KENNEDY IN HIS PREACH AT THE BERLIN WALL SAID OF THE WALL THAT IT WAS AN OFFENSE AGAINST HISTORY, BUT ALSO AN OFFENSE AGAINST HUMANITY. SEPARATING HUSBANDS FROM WIVES, BROTHERS AND SISTERS AND PEOPLE WHO WISH TO BE JOINED TOGETHER. THE EXACT SAME THING CAN BE SAID OF BARRIERS AND HOUSING FOR PEOPLE WITH DISABILITIES. SO STAND STRONG AT THAT WALL AND SAY WE WILL NOT TOLERATE AN EROSION OF FREEDOM! THANK YOU.

Mayor Wynn: THANK YOU, JENNIFER. DAVID WITTY, WELCOME. TO BE FOLLOWED BY DOUG CHASTAIN, TO BE FOLLOWED BY SARAH WATKINS.

THANK YOU, MAYOR AND COUNCIL. MY NAME IS DAVID WITTY. I'M ALSO A MEMBER OF ADAPT OF TEXAS. I WANT TO SAY THAT IT'S BEEN QUITE ENLIGHTENING SITTING HERE FOR THE PAST HOUR, HOUR AND A HALF LISTENING TO THE NEIGHBORS AND MOST OF THE COUNCILMEMBERS HAVING RELUCTANCE TO PROCEED WITH A DEVELOPMENT AFTER NEIGHBORHOOD WITHOUT A PLAN. I'M ALL FOR THE CLOSURE OF THE STATE SCHOOL. I'M CELEBRATING THE FACT THAT THAT HAPPENED SO MANY YEARS AGO AND I'M GLAD THAT THE CITY HAS ACQUIRED THAT PROPERTY FOR DEVELOPMENT BECAUSE IT'S -- IT HAS THE OPPORTUNITY TO BE A BEAUTIFUL SITE. BUT YOU DON'T REALLY WANT TO DEVELOP THAT WITHOUT A PLAN. AND YET YOU'RE WILLING TO CONSIDER CHANGING THE KEY FEATURES THAT HAVE MADE THE SMART HOUSING PROGRAM SUCH AN AWARD WINNING PROGRAM WITHOUT A PLAN. YOU'RE LITERALLY SAYING LET'S TRY THIS FOR A YEAR, MAYBE TWO YEARS, LET'S SEE WHAT HAPPENS. WE'RE NOT GOING TO PLAN ANYTHING, WE'RE JUST GOING TO SEE WHAT HAPPENS. YOU WOULDN'T DO THAT TO MY NEIGHBORS, YOU WOULDN'T DO

THAT TO MY NEIGHBORS. YOU WOULDN'T DO THAT TO YOUR NEIGHBORS. YOU WOULD JUST SAY, LET'S JUST THROW IT OUT THERE. I'M GOING TO PUT SOME HOUSING OUT THERE, I'M GOING TO PUT SOME MULTI-FAMILY, I'M GOING PUT SOME SINGLE-FAMILY, I'M GOING TO PUT SOME RESIDENTIAL, I'M GOING TO PUT SOME COMMERCIAL. I'M JUST GOING TO LET IT FLOW FOR A YEAR, TWO YEARS, SEE WHAT DEVELOPS. YOU WOULDN'T DO THAT. NOW YOU'RE TELLING US THAT YOU'RE GOING TO SEE WHAT HAPPENS IN A YEAR, TWO YEARS DOWN THE ROAD. THAT'S ABOMINABLE. AS JENNIFER SAID, IT'S SHAMEFUL. THANK YOU.

Mayor Wynn: THANK YOU. WELCOME. YOU'RE FOLLOWED BY SARAH WATKINS.

Mayor Wynn: THANK YOU VERY MUCH. IT WAS REWARDING FOR A CHANGE.

I'VE LIVED ON MY OWN FOR 15 YEARS. I NEVER COULD FIND (INDISCERNIBLE)... PAY MORE MONEY ABOUT THAT. THINK ABOUT THE PEOPLE (INDISCERNIBLE). SOME OF THEM THEY COME BACK DISABLED. THEY COME BACK. SOME OF THEM WANT TO COME BACK AND LIVE A NORMAL LIFE. (INDISCERNIBLE) (INDISCERNIBLE). BECAUSE IF YOU WALK OUT THE DOOR RIGHT NOW, YOU WOULD GET SHOT IN THE BACK, YOU WOULD BE DISABLED, YOU WOULDN'T -- (INDISCERNIBLE). THEY SAID DO YOU WANT TO LIVE ON YOUR OWN? AND (INDISCERNIBLE)

Mayor Wynn: THANK YOU, DOUG. SARAH WATKINS, WELCOME. YOU WILL HAVE THREE MINUTES. TO BE FOLLOWED BY BOB KAFKA.

HI. I'M SARAH WATKINS. I'M WITH ADAPT OF TEXAS. I'M A RECENTLY TRANSPLANTED AUSTINITE. I MOVED FROM MICHIGAN. SINCE MOVING FROM MICHIGAN I SPEND A LOT OF TIME RIDING THE BUS. AND ONE THING THAT I ALWAYS NOTICE EVERY TIME I GET ON THE BUS, I LOOK OUT THE WINDOW AND IT'S REALLY EXCITING TO ME BECAUSE I SEE ALL OF THESE HOUSES AND ALL OF THESE DEVELOPMENTS THAT HAVE RAMPS AND NO STEP ENTRANCES. AND THAT'S SOMETHING I DIDN'T SEE IN MICHIGAN. AND SO RIDING AROUND THE CITY AND SEEING ALL OF THIS HOUSING,

SMART HOUSING, EVEN THOUGH I DON'T LIVE IN A SMART HOUSING UNIT, I FEEL VALIDATED AS A CITY RESIDENT THAT THE CITY OF AUSTIN THINKS SO HIGHLY OF ITS ACCESSIBILITY STANDARDS THAT IT'S GOT A NATIONAL FLAGSHIP AWARD WINNING PROGRAM AND IT'S COMMITTED TO BUILDING ALL KINDS OF BASIC ACCESS IN HOUSES ACROSS THE CITY. AND I MOVED TO AUSTIN IN PART BECAUSE I THOUGHT AUSTIN HAD A REPUTATION FOR HAVING PROGRESSIVE PARTNERSHIPS WITH PEOPLE WITH DISABILITIES AND DOING REALLY COOL THINGS, LIKE SMART HOUSING. AND THE 10% ACCESSIBILITY STANDARDS IN SMART HOUSING ARE A FINE EXAMPLE OF THAT. AND IT'S MADE AUSTIN A MUCH MORE LIVEABLE CITY FOR PEOPLE WHO HAVE DISABILITIES. AND FRANKLY, I THINK IT'S SHAMEFUL THAT FOR A CITY AS PROGRESSIVE AS AUSTIN THAT THE COUNCIL WOULD DARE EVEN ENTERTAIN THE FACT OF CUTTING BACK STANDARDS OF HOUSING. YOU KNOW, WHEN I RODE THE BUS I WOULD LIKE TO SEE MORE ACCESSIBLE HOUSING, NOT LESS. SO I WOULD URGE THE COUNCIL TO LIVE UP TO THE AWARD WINNING COMMITMENTS THAT THEY ALREADY HAVE AND NOT CUT THE ACCESS IN SMART HOUSING. SAVE THE A. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, SARAH. THERE'S BOB. HOW ARE YOU. WELCOME BACK. YOU WILL BE FOLLOWED BY KATHY CRANSTON.

BOB KAFKA, ALSO AN ORGANIZER WITH ADAPT. OVER THE YEARS WE'VE WORKED WITH MR. HILL..... HILGERS ON A LOT OF AREAS AND WE HAVE A LOT OF RESPECT FOR HIM. WE JUST HAVE TO REALLY AGGRESSIVELY DISAGREE WITH WHAT HE'S DOING HERE AND REALLY DON'T UNDERSTAND. WE UNDERSTAND THAT THERE WERE ROUND TABLE WATER AND WASTEWATER DEVELOPERS AND THAT THE -- THERE WERE ROUND TABLES WITH THE DEVELOPERS AND THAT THE DEVELOPERS TOLD THEM SURPRISINGLY THAT THEY DIDN'T LIKE RULES AND REGULATIONS. WELCOME TO BE AUSTIN. THEY DON'T LIKE ANY OF YOUR REGULATIONS. AND AMAZINGLY MR. HILGERS REDUCED IT FROM 10 TO FIVE PERCENT ON THOSE ROUND TABLES, NEVER BRINGING TOGETHER THE DISABILITY COMMUNITY AND THE DWONNERS SO THEY COULD LOOK THEM EYE TO EYE AND

REFUTE SOME OF THE REALLY NEGATIVE KIND OF THINGS BECAUSE THEY WOULDN'T DO ONE THING IF IT WASN'T FOR SOME OF THE RULES AND REGULATIONS. SO MR. HILGERS AFTER DOING ROUND TABLES WITH DEVELOPERS, BASICALLY THEN PROMOTED AND BASICALLY I THINK SOLD THE MAYOR'S COMMITTEE A BILL OF GOODS. THE MAYOR'S COMMITTEE, WHICH ENDORSED AND SENT IN THE CITY OF AUSTIN AS ONE OF THE MOST ACCESSIBLE CITIES COMING IN THIRD PLACE, WINNING \$2,000, SO I'M WONDERING IF NOW THAT YOU'RE REDUCING ONE OF THE THING THAT GOT YOU THE AWARD, DO YOU WANT TO GIVE US BACK THE \$2,000? WE COULD USE IT AS A SMALL GRASSROOTS GROUP. BECAUSE IT CERTAINLY IS SOMETHING THAT I THINK YOU'RE GETTING UNDER TERMS THAT ARE NOT LEGITIMATE. YOU JUST WON THE AWARD ABOUT A YEAR AGO IN TERM THAT HAVE. THERE'S REALLY NO -- IF YOU ASK MR. HILGERS, WHAT EXACTLY IS THE THRESHOLD, THERE'S NO DATA. THERE'S NO INFORMATION. IT'S ALL SORT OF -- WE'RE JUST NOT DOING THAT. THERE ARE NUMBERS OF PEOPLE WHO UNDER THE 10 PERCENT HAVE PLAYED IN THE SMART HOUSING. I BELIEVE THERE ARE NUMBERS SOMEWHERE IN THE 7,000, SO IT'S NOT TOTALLY TRUE THAT PEOPLE ARE NOT PLAYING UNDER THAT. NOWHERE HAS THERE EVER BEEN GIVEN TO YOU, I WOULD BET, WHAT IS THE THRESHOLD THAT WOULD BRING PEOPLE IN USING THE 10 PERCENT? HAS THERE BEEN AN ANALYSIS, HAS THERE BEEN A LOOK? HAVE WE BROUGHT TOGETHER THE DEVELOPERS AND THE DISABILITY COMMUNITY TO COME TO SOME COMMON UNDERSTANDING? NO. IT WAS BASICALLY THE DEVELOPER SAID, AND NOW WE ARE GOING TO CHANGE AN AWARD-WINNING, SOMETHING THAT WE HAVE ALL WORKED SO HARD TO MAKE CITY OF AUSTIN ONE OF THE MOST ACCESSIBLE CITIES, AND IT'S REALLY SORT OF AN EMBARRASSMENT FOR NOT ONLY MOVING IT FROM 10 TO FIVE, BUT THE PROCESS, WHICH REALLY SUBVERTED WHAT AUSTIN IS SO WELL-KNOWN ABOUT INVOLVING THE COMMUNITY. AND EVEN THOUGH WE ALL DON'T LIVE IN THE SAME PLACE, WE ARE THE DISABILITY COMMUNITY AND WE WOULD NOT, EXCEPT FOR THAT VOTE BY THE MAYOR'S COMMITTEE, ACTUALLY EVER INVOLVED IN TERM OF THE LEGITIMATE REASON IN TALKING TO THE PEOPLE WHO MADE THOSE DECISIONS. SO I REALLY THINK YOU SHOULD VOTE NO ON THIS. AND LIKE DAVID SAID, 12

MONTHS, NO ONE IS GOING TO REMEMBER. THERE'S NO SUNSET AT ALL ON THIS ORDINANCE. SO IT DOESN'T EVEN REALLY -- WE MAY COME BACK AND GIVE YOU INFORMATION AFTER AND WE KNOW HOW SHORT SOMETIMES MEMORIES ARE. AND MANY OF YOU WILL HAVE RETIRED AND NOT EVEN BE IN THIS BODY, SO THEY WON'T REMEMBER THAT. AND EVEN MR. HILGERS MAY DECIDE TO REQUIRE AT SOME TIME. SO THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, BOB. KATHY CRANSTON? WELCOME BACK, KATHY. YOU WILL HAVE THREE MINUTES, TO BE FOLLOWED BY SPENCER DURAN.

THANK YOU. I'M CATHY CRANSTON WITH ADAPT OF TEXAS. I'M ALSO FOR CHANGE THE ACCESSIBILITY STANDARDS ALSO. I WORK AS A PERSONAL CARE ATTENDANT OUT IN THE COMMUNITY AND I'VE SEEN NOT JUST THAT, BUT WITHIN MY OWN FAMILY THE IMPORTANCE OF ACCESSIBILITY. ACCESSIBLE HOUSING IS SO RARE TO FIND HERE, AND IT JUST SEEMS TO ME THAT THE CITY IS GOING BACKWARDS INSTEAD OF FORWARD INTO THE FUTURE. AND I'M TRYING NOT TO BE REDUNDANT, BUT AUSTIN IS TOUTED TO BE AS MANY OF US HERE HAVE SAID ALREADY, SO PROGRESSIVE A CITY, AND GUYS, WE'RE GOING BACKWARDS. IF YOU CUT THE 10 PERCENT BACK TO FIVE, WE'RE GOING BACKWARDS. WE WOULD JUST AS SOON GIVE THAT AWARD BACK, BECAUSE A YEAR AGO THERE WAS A BIG THING THAT HAPPENED AND WE WERE ALL PROUD BECAUSE WE'VE ALL WORKED HARD TO MAKE THIS CITY MORE ACCESSIBLE. THE SIDEWALKS, HOUSING, TRANSPORTATION. AND NOW YOU WANT TO CUT THAT STANDARD. I SAY NO. YOU HAVE TO VOTE NO AGAINST THIS ORDINANCE. SAVE THE A IN SMART HOUSING.

Mayor Wynn: THANK YOU, KATHY. SPENCER DURAN, WELCOME. YOU WILL HAVE THREE MINUTES AS WELL. TO BE FOLLOWED BY NELSON PEETE.

THANK YOU, MAYOR AND COUNCIL. MY NAME IS SPENCER DUR.... DURAN AND I'M A MEMBER OF ADAPT. ACCORDING TO THE NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT PRESERVATION POLICY PRELIMINARY OUTLINE ONE PUBLISHED ON OCTOBER 22nd OF 2007, SMART

HOUSING ACCOUNTS FOR 7,672 AFFORDABLE UNITS AND THAT'S OUT OF THE 30,466 TOTAL SUBSIDIZED UNITS IN THE CITY OF AUSTIN. SO THAT'S OVER 25% OF ALL OF THE AFFORDABLE HOUSING TOOLS IN THE CITY OF AUSTIN. IT'S THE STATISTICS OF A VERY HIGHLY FUNCTIONING PROGRAM. NHCD IS LOOK TO GO REDUCE THE ACCESSIBILITY REQUIREMENT FOR SMART HOUSING FROM 10 TO FIVE PERCENT WITH THE INTENTION THAT IT WILL ACTUALLY INCREASE THE AFFORDABLE, ACCESSIBLE HOUSING STOCK IN THE CITY OF AUSTIN, AND THAT LOGIC DOES SEEM SOLID, BUT IT IS ONLY BASED ON ASSUMPTION. ALL THE EVIDENCE I'VE LOOKED AT, THEY'RE BASING IT ON A FOCUS GROUP OF DEVELOPERS, AND ONE DEVELOPER WHO DIDN'T WANT TO COMPLY. AND THEY WANT MORE AND MORE AND MORE. AND A FOCUS GROUP OF ONLY DEVELOPERS IS NOT EVIDENCE. IT'S QUALITYTATIVE AT BEST. IT'S NOT EVIDENCE TO SHOW THAT THIS LOGIC WILL ACTUALLY INCREASE THE NUMBER OF ACCESSIBLE UNITS IN AUSTIN. ONE THING I WANT TO SAY, IF WE DO WANT TO HAVE SMART HOUSING HAVE MORE BUY IN FROM DEVELOPERS, WE SHOULD BE INCREASING INCENTIVES, NOT DECREASING STANDARDS. LOWERING THE BAR IS THE WRONG APPROACH TO CREATING AFFORDABLE, ACCESSIBLE COMMUNITY HOUSING. SAVE THE A AND IF YOU WANT TO INCREASE THE AFFORDABLE HOUSING STOCK, WE SAY YOU SHOULD INCREASE THE INCENTIVES AND NOT LOWER THE BAR, FOAM THIS OUTSTANDING PROGRAM. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU. NELSON PEETE SIGNED UP. TO BE FOLLOWED BY RON CRANSTON.

ONE, TWO, THREE... HO HO HO, HAPPY HOLIDAYS. THIS A NOT ONLY STANDS FOR AFFORDABILITY AND ACCESSIBILITY AND AUSTIN, TEXAS, IT'S ALSO THE GRADE WE'RE GOING TO GET WHEN WE MAKE EVERYTHING THE WAY IT OUGHT TO BE. GOOD NEWS, FOLKS, I GOT MY SECTION 8 HOUSING SIS... ASSISTANCE BACK. I GOT A BIGGER APARTMENT, ONE BEDROOM, 500 SQUARE FEET INSTEAD OF 373. MY FRONT DOOR IS 33 INCHES WIDE WITH A FRONT DOOR OPEN AND IT TAKES UP TWO INCHES, 31. WE GOT THE ARMS OF MY WHEELCHAIR DOWN TO 28. I CAN GET IN THE FRONT DOOR. THE BEDROOM DOOR IS 27 INCHES WIDE. YOU HAVE TO GO THROUGH THE BEDROOM TO GET TO THE BATHROOM. THAT

HEAR THAT DOOR IS ONLY 23 INCHES WIDE. I HAVE NEVER BEEN IN THE BATHROOM IN ALMOST FOUR MONTHS. I HAVE SAT ON THE FRONT PORCH AND MY EX-NEXT-DOOR NEIGHBOR OPENED UP THE BLINDS AND THE TURN ON THE LIGHTS AND I HAVE SEEN IN THE BEDROOM. I HAVE SEEN IN THE BATHROOM, MOST OF IT, AND MOST OF THE CLOSETS, BUT I'VE NEVER BEEN THERE. AND THE KITCHEN DOOR IS IN BETWEEN THE BATHROOM WALL AND THE HOT WATER HEATER CLOSET AND THEN YOU GO STRAIGHT AT THE PANTRY DOOR AND HAVE YOU TO MAKE A 90-DEGREE TURN TO THE LEFT. WELL, IF I DID THAT, HOW WILL I GET OUT? AND MY NEIGHBOR LIVES IN AN APARTMENT AND JUST PASSED AWAY LAST SATURDAY. I HEAR HIS KITCHEN WALL, BATHROOM WALL IS ALL TORE UP BECAUSE I GUESS HE TRIED TO GET IN AND GET OUT. SO MY POTTY CHAIR AND MY URINAL AND MY BED IS IN THE LIVING ROOM. SO, YOU KNOW, WHEN I HAVE TO GO TO THE BATHROOM, Y'ALL HAVE A CHOICE, YOU CAN STEP OUTSIDE, WHETHER IT'S 40 DEGREES OR 110, AND MAYBE WAIT FOR AN HOUR, OR YOU CAN GO INTO THE BEDROOM OR THE BATHROOM. I HAVE AN ACCESSIBLE APARTMENT. I HAVE TWO PEEP HOLES. I HAVE GRAB BARS, BUT THEY'RE IN THE BATHROOM, SO I HEAR. HOW AM I SUPPOSED TO GET A DRINK OF WATER? LUCKILY MY DAD CAME DOWN AND BOUGHT ME A LITTLE REFRIGERATOR SO I CAN KEEP SOME SODAS AND SOME LUNCH MEAT IN THERE. I KNOW WE CAN FIX THESE PROBLEMS. MEDICAID, NAIF ALREADY APPROPRIATED THE FUNDS TO EXPAND THE BEDROOM DOORS AND THE BATHROOM DOORS AND MY MAINTENANCE -- MY MANAGEMENT COMPANY MANAGER SAYS THAT WE CAN'T DO IT BECAUSE THESE ARE LOAD BEARING WALLS. RIGHT NOW THAT'S THE HOLD JUNE. JUNE-UP. SFRS HOLD NEWSPAPER. IF I HAVE TO GO TO THE MATH ROOM, YOU -- BATHROOM, YOU CAN SIT AND WATCH ME. I THOUGHT I HAD A RIGHT TO PRIVACY SOMEWHERE.

A.D.A.

Mayor Wynn: THANK YOU.

SAVE THE A.

PLEASE SAVE THE A. THANK YOU VERY MUCH.

Mayor Wynn: YES, SIR, THANK YOU. GLAD YOU'RE HERE. THE NEXT SPEAKER IS RON CRANSTON. RON, YOU WILL HAVE THREE MINUTES, TO BE FOLLOWED BY SAGE WHITE.

GOOD EVENING, I'M A MEMBER OF ADAPT. I ALSO AM WITH UNITED CEREBRAL PALSY OF TEXAS, ACCESS HOUSING. I'M NOT SURE THAT -- I'M HOPING THAT YOU HEARD NELSON SAY IN CHS GOING..... WHAT GOING ON IN HIS LIFE THAT PEOPLE ARE MAKING CHOICES BETWEEN AFFORDABILITY EITHER WITH SECTION 8, MAYBE WITH A PROJECT-BASED SECTION 8, MAYBE AN INTEGRATED 811, BUT THE BIG THING HERE IS THAT THEY'RE MAKING CHOICES ONE FOR THE OTHER, AND FOLKS WITH DISABILITIES NEED AFFORDABILITY, AND I'M TALKING ABOUT THE FACT THAT SO MANY PEOPLE WITH DISABILITIES THAT WE WORK WITH ARE AT A LEVEL OF INCOME AT ABOUT \$623 PER MONTH, WHICH IS SSI THAT SO MANY PEOPLE LIVE ON OR TRY TO LIVE ON. THEREFORE WHEN YOU'RE LOOKING FOR THE AFFORDABILITY AND YOU TRY COUPLE IT WITH ACCESSIBILITY, IT BECOMES STRENNLLY DIFFICULT TO FIND THAT TYPE OF HOUSING THAT WILL ENCOMPASS BOTH OF THOSE FEATURES AND BE INTEGRATED IN OUR CITY WITH THE REST OF THE COMMUNITY AND EVERYONE ELSE WHO LIVES HERE WITH OUR FAMILIES AND FRIENDS IN THE COMMUNITY. THERE'S EVERY OCCASION IN THE FUTURE THAT THERE IS A GREATER NEED -- I'M SURE YOU'VE ALL HEARD THIS, A GREATER NEED FOR MORE DOACIAL, ACCESSIBLE, INTEGRATED HOUSING IN THE FUTURE. MORE OF US ARE GETTING OLDER. SO MANY MORE FOLKS HAVE COME TO NEED THROUGH THEIR LIFE-SPAN ACCESSIBILITY FEATURES THE WAY THINGS ARE BEING PRICED RIGHT NOW, THE AFFORDABILITY HAS TO BE THERE AS WELL. AND OF COURSE, WE WANT TO LIVE WITH OUR FAMILIES AND OUR FRIENDS IN SETTINGS THAT WE CAN FUNCTION. THEREFORE, TO REDUCE ACCESSIBILITY IN AN UNFOUNDED THEORY THAT IT MIGHT BE DONE BY BRINGING IN MORE PEOPLE, LOWERING THE BAR, I DON'T THINK WE SHOULD GO THAT WAY. SPENCER BROUGHT UP A GOOD POINT. LET'S MAKE SURE THAT WE DON'T LOWER THE BAR, THAT WE INCREASE OUR MARKETING TO THOSE DEVELOPERS WHO WILL DO A GOOD JOB WITH ACCESSIBILITY AND TRY TO

INCREASE THE BAR AND KEEP OUR STANDARDS HIGH. THE STANDARD THERE IS THAT IT WAS SOMETHING MORE THAN WHAT WAS MINIMUM. AND SO FEW TIMES WE COME TO POLICY MEETINGS THAT -- [BUZZER SOUNDS] -- MINIMUM STANDARDS ARE WHAT EVERYBODY GOES BY. WE HAVE AN OPPORTUNITY TO KEEP A HIGHER STANDARD, AND I'M HOPING THAT YOU WILL VOTE NO ON THIS TO SAVE THE A. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, RON.

SAVE THE A!

SAGE WHITE, WELCOME.

GOOD EVENING, MAYOR, MAYOR PRO TEM, COUNCILMEMBERS, FRIENDS. IT'S REALLY EDUCATIONAL TO HEAR FROM PEOPLE WHO USE WHEELCHAIRS WHAT IT'S REALLY LIKE, WHAT THE REALITY IS LIKE. AND THE REALITY IS A LOT MORE DIFFICULT THAN MOST OF US COULD IMAGINE. MY MOTHER WAS IN A WHEELCHAIR THE LAST FEW MONTHS BEFORE SHE DIED. AND SHE WAS UNABLE TO GET IN AND OUT OF THE HOUSE BECAUSE OUR HOUSE WASN'T ACCESSIBLE. IT TOOK TWO OF US TO LIFT HER OUT AND BRING THE WHEELCHAIR OUT. SHE WAS UNABLE TO GO IN THE CAR UNLESS THERE WERE ENOUGH PEOPLE TO HELP. I HAVE ONE WORD, DEMOGRAPHICS. I'M ONE OF THE OLDEST OF THE BABY BOOMERS. I'M ONE OF THE FIRST, LEADING EDGE OF THE BABY BOOMERS. FIRST ONES TO RETIRE. I AM 60. AND THE REST ARE COMING ALONG. AND AS YOU KNOW, ALL OF YOU KNOW, THERE ARE A BUNCH OF US. THERE'S THIS HUGE BULGE IN THE DEMOGRAPHIC PIPELINE, A BULGE OF FOLKS WHO ARE GOING TO BE OLDER, WHO ARE GOING TO LIVE LONGER THAN FOLKS USED TO LIVE. AND WHO ARE GOING TO MANY OF THEM BECOME UNABLE TO BE AS ACKNOWLEDGE I WILL AND AS MOBILE -- AGILE AND AS MOBILE AS THEY HAVE BEEN. A WHOLE LOT OF FOLKS WILL BE NEEDING WHEELCHAIRS. IT'S JUST A FACT. YOU KNOW, REALLY WE SHOULDN'T BE TALKING ABOUT ACCESSIBILITY IN TERMS OF AS A REQUIREMENT OF SMART HOUSING. REALLY IF YOU'RE THINKING ABOUT WHAT THE CITY AND EVERY CITY IS GOING TO LEAD, WE SHOULD BE THINKING ABOUT ACCESSIBILITY IN TERMS OF REQUIRING IT IN THE

BUILDING CODE. REQUIRING THAT ALL HOUSING, NEW HOUSING BE ACCESSIBLE. AND DEVELOPERS WON'T GO FOR THAT. OKAY. THEN A REASONABLE PERCENTAGE OF NEW HOUSING BE ACCESSIBLE. WE'RE GOING TO NEED IT. AND IF - - IF WE DON'T START, IF AUSTIN DOESN'T START, THEN WHO'S GOING TO START? ARE WE GOING TO WAIT UNTIL THERE ARE THOUSANDS MORE FOLKS WHO REALLY CAN'T FEND FOR THEMSELVES IN THEIR DAILY LIVES BECAUSE THEY HAVE TO USE WHEELCHAIRS? ARE WE GOING TO WAIT UNTIL FOLKS IN OUR FAMILIES -- AND IT WILL HAPPEN, OR US, WE HAVE TO DO THAT? AND THEN IT WILL BE A VERY DIFFERENT THING. IT'S REALLY IMPORTANT. BUILDING CODES ARE TO MAKE SURE THAT WE PROVIDE SAFE, WELL CONSTRUCTED HOUSING. IT WOULD BE APPROPRIATE TO WRITE THAT INTO A BUILDING CODE, BUT IF WE AREN'T GOING TO DO THAT, AT LEAST REQUIRE WHAT YOU CAN. AND I THINK 10 PERCENT OF UNITS -- OF UNITS BEING ACCESSIBLE IS REALLY A MINIMUM. SO PLEASE DON'T DECREASE IT.

THANK YOU, MS. WHITE. MANOR?

.....MARIJUANA?.....MAYOR PRO TEM?

Dunkerley: EYE LIKE TO RESPOND TO MY FRIEND WHO LEFT THE PODIUM. SHE USED TO BE ONE OF MY ATTORNEYS HERE AT THE CITY. I MISS YOU IN THAT CAPACITY, BUT I WOULD LIKE TO ADD SOMETHING TO WHAT YOU SAID, AND YOU'RE ABSOLUTELY RIGHT. YOU KNOW, WE'RE ALL GOING TO BE DISABLED IF WE LIVE LONG ENOUGH. AND THAT'S -- SINCE I'M THE OLDEST AND MOST SENIOR MEMBER BE OF THIS COUNCIL, THAT'S A SPECTER THAT I SEE IN MY MIND VERY FREQUENTLY. I WAS SURPRISED WHEN WE WENT BACK AND LOOKED AT SOME OF THE CHANGES THAT NEED TO BE MADE TO THE CODE HAVE ALREADY BEEN MADE. WE HAVE A NUMBER OF CHANGES THAT STILL NEED TO BE MADE, AND I'VE PLEDGED TO THE ADAPT GROUND THAT I WILL TAKE A LEADERSHIP ROLE IN TRYING TO WORK WITH THE DEVELOPERS AND ADAPT TO TRY TO SEE HOW MANY OF THOSE ADDITIONAL ITEMS WE CAN GET IN THE CODE BEFORE I'M LAME DUCKED OUT ON THIS COUNCIL. BUT THAT'S -- OUR WHOLE GOAL IN CHANGING THE 10 PERCENT TO FIVE PERCENT IS TO GET MORE UNITS. IT IS NOT TO

LOWER IS STZ, NOT TO DO ANYTHING, IT'S TO GET MORE ACCESSIBLE UNITS. IN TEXAS THE SMART HOUSING PROGRAM IS A VOLUNTEER PROGRAM. AND SO -- AND WE OFFER AS THAT CARROT THE WAIVED FEES AND THE EXPEDITED REVIEWS. AND WE CAN'T FORCE THEM TO PARTICIPATE. SO THE IDEA HERE -- AND WHEN I SPOKE WITH PAUL ABOUT IT EARLIER, I ACTUALLY ASKED HIM, HOW MANY AFFORDABLE, ACCESSIBLE UNITS ARE WE GETTING RIGHT NOW WITH THE 10% LEVEL? AND I'LL HAVE TO ASK YOU AGAIN BECAUSE I'VE FORGOTTEN.

FROM A MULTI-FAMILY SIDE, THE ONLY ACCESSIBLE UNITS WE'RE GETTING WITHOUT THEM BEING THE ONES THAT WE FUND --

Dunkerley: I'M TALKING UNSUBSIDIZED.

ONLY IN THE UNIVERSITY NEIGHBORHOOD AREA WHERE WE'RE GETTING DENSITY BONUSES AND EVERY OTHER REQUIREMENT. SO WE'RE LITERALLY NOT GETTING ANY DISBURSED THROUGHOUT THE COMMUNITY. HONESTLY, I AND MY STAFF WOULD NOT BE BRINGING THIS FORWARD IF WE DIDN'T THINK THIS WOULD RESULT IN MORE ACCESSIBLE UNITS. AND AS I SAID, I KNOW IT'S COUNTER INTUITIVE. THE FEDERAL GOVERNMENT REQUIRES TWO PERCENT ACCESSIBILITY, AND THIS IS STILL A LITTLE OVER TWICE THAT AMOUNT. I THINK THAT IT'S CRITICAL TO UNDERSTAND A COUPLE OF THINGS ABOUT WHAT THE ACTION IS WE'RE ASKING YOU TO TAKE TODAY. ONE IS IN OTHER ACTIONS HERE WE'RE ASKING YOU TO TAKE THAT DON'T HAVE ANYTHING TO DO WITH ACCESSIBILITY. THERE ARE SOME SMART HOUSING ENHANCEMENTS THAT WE WOULD LIKE FOR YOU TO MOVE FORWARD ON FOR SURE THAT ARE INDEPENDENT OF THIS. THE SECOND THING IS THAT I HAVE AN UNBELIEVABLE AMOUNT OF RESPECT FOR EVERYONE WHO SPOKE HERE TODAY AND I HAVE DON'T TO KNOW THEM VERY WELL. I APPRECIATE THE THINGS THEY'VE SAID. AND I APPRECIATE THEIR COMMENTS. I KNOW THEY DON'T BELIEVE THAT THIS WILL RESULT IN MORE ACCESSIBLE UNITS, AND I UNDERSTAND THAT WE HAVE A DIFFERENCE OF OPINION ON THAT. I DO KNOW THAT WE ALSO HAVE NOT -- I DO NOT HAVE ANY QUANTIFIABLE DATA THAT SAYS THAT WE WILL GET THIS MANY UNITS IF WE DO THIS OR WE KNOW

THAT WE'LL GET THOSE THESE THINGS HAPPENING. WE DO KNOW FROM OUR EXPERIENCE THAT WE ARE NOT RECEIVING THE PARTICIPATION AT THE MULTI-FAMILY LEVEL UNLESS WE'RE PROVIDING FEDERAL DOLLARS OR LOCAL DOLLARS TO SUBSIDIZE THOSE. AND THOSE THAT WE SUBSIDIZE WE WOULD WANT TO BE ACCESSIBLE AND AFFORDABLE. AND WE ARE COMMITTED TO INCREASING THOSE NUMBERS THROUGH THE OTHER VUMENT INVESTMENTS AND THE OTHER PROGRAMS THAT WE HAVE. I THINK IT'S IMPORTANT TO SAY THIS DOESN'T HAVE ANYTHING TO DO WITH REDUCING OUR COMMITMENT TO ACCESSIBILITY AND THE REQUIREMENTS OF ACCESSIBILITY FOR ANY SINGLE-FAMILY UNITS, DUPLEXES OR TRIPLEXES. THOSE HAVE THE REQUIREMENTS OF SMART HOUSING THAT ARE STAYING THE SAME. SO IN THAT REGARD, THAT IS WHY WE WERE DOING IT. AGAIN, IF WE DID NOT THINK WE WOULD INCREASE THE NUMBERS OF ACCESSIBLE UNITS THROUGH THIS ACTION, WE WOULD NOT BE BRINGING IT FORWARD BECAUSE WE ARE FIRMLY COMMITTED TO THE FACT THAT THIS IS A HUMAN RIGHTS ISSUE. THIS IS AN ISSUE OF QUALITY OF LIFE FOR ALL OF OUR CITIZENS AND WE WOULD LIKE TO SEE MORE ACCESSIBLE UNITS AND WE WOULD LOVE TO HAVE DEVELOPERS WHO WANT TO DEVELOP THOSE UNITS AND COME TO US AND PARTICIPATE WITH US. I THINK WE'LL MAKE SOME STRIDES WITH THE NEW INTERNATIONAL RESIDENTIAL CODE, AS YOU MENTIONED, MAYOR PRO TEM, IN THE NEXT MONTH AND THEN SOME ENHANCEMENT WATER AND WASTEWATER SOME OTHER POTENTIAL AMENDMENTS THAT WE SPOKE ABOUT WITH THESE FINE FOLKS THIS LAST WEEK. SO I KNOW IT'S A DIFFICULT RECOMMENDATION, BUT THAT IS THE RECOMMENDATION OF THE TASKFORCE AND WE HAVE BEEN WORKING -- THIS RECOMMENDATION CAME OUT LAST JUNE, SO WE'VE BEEN WORKING IT THROUGH THE BOARDS AND COMMISSIONS. I UNDERSTAND THE POSITION AND RESPECT THE POSITION OF MY FRIENDS AT ADAPT.

Dunkerley: MAYOR, ONE ADDITIONAL QUESTION. MR. HILGERS, ONE OF THE CONCERNS THAT I HAD, AS SOME OF THE FOLKS MENTIONED, IS WE'RE LIKELY TO FORGET AND COME BACK AND CHECK THIS AFTER A YEAR. WHAT CAN WE DO TO ENSURE THAT 'OVER THE NEXT 12 MONTHS YOU WILL

BE COLLECTING THE DATA AND COMPARING IT AND WE WILL GET BACK NOT ONLY TO THE MAYOR'S COMMITTEE, AND TO THE COUNCIL, WITH A REPORT -- OF COURSE IF WE'RE NOT GETTING ANY AT FIVE PERCENT, I GUESS IT DOESN'T MATTER WHAT WE RAISE IT TO BECAUSE WE WECIAL GETTING ANY AT 10 PERCENT EITHER, BUT WE WOULD LIKE TO KNOW WHAT --

ABSOLUTELY.

Dunkerley: I WOULD LIKE TO HAVE A RECOMMENDATION WHEN YOU BRING THIS BACK ON HOW WE CAN ASSURE IF THIS GETS LOOKED AT AGAIN IN 12 MONTHS. AND I THINK UNTIL WE HAVE THE ABILITY IN TEXAS TO REQUIRE THESE THINGS, WE REALLY HAVE TO BE CREATIVE IN HOW WE CAN GET VOLUNTARY COMPLIANCE WITH THE GOALS THAT WE HAVE FOR NOT ONLY AFFORDABLE HOUSING, BUT ACCESSIBLE HOUSING.

I'M ASSUMING THAT THAT CAN BE A DIRECTIVE FROM THE DPROVN INDICT AS IF -- COUNCIL FROM THE DAIS THAT WE WOULD REPORT TO YOU IN A CERTAIN TIME FRAME AND ADD THAT TO THE ORDINANCE ON THIS PARTICULAR PROVISION.

Dunkerley: YOU WILL HAVE TO WRITE ME BECAUSE I WON'T BE HERE. BUT I THINK IT'S IMPORTANT THAT THIS COUNCIL GET THAT REPORT BACK AND SEE WHAT STRATEGIES WE CAN COME UP WITH. THAT WOULD BE MY DIRECTION.

Mayor Wynn: FURTHER COMMENTS, QUESTIONS?
COUNCILMEMBER LEFFINGWELL.

Leffingwell: YOU THINK WE WILL GET MORE AFFORDABLE HOUSING THAN WE DID AT 10 PERCENT. IS THERE ANY WAY YOU CAN ACTUALLY QUANTIFY THAT? SUPPOSE WE WERE TO RETAIN THE 10% FOR AWHILE, WHILE YOU DID SOME FURTHER EVALUATION. IS THERE ANY WAY YOU COULD GET AT THAT?

I WOULD ASSUME WE COULD DO SOME ANALYSIS WITH SOME OF THE DEVELOPMENT COMMUNITY AND WE COULD DO WHAT MR. KAFKA SUGGESTED, WHICH IS TO SIT DOWN WITH SOME OF THE DEVELOPMENT COMMUNITY AND ADAPT

AND TALK THROUGH SOME OF THOSE ISSUES AND FIND THAT OUT AND BRING IT BACK TO YOU IF YOU WOULD LIKE TO LOOK AT THAT ONE PROVISION.

Leffingwell: I THINK BEFORE WE TAKE THE HUGE STEP OF TAKING OUR LANDMARK PROGRAM WITH THE 10% GOAL IN IT AND CUTTING IT IN HALF THAT WE OUGHT TO EXHAUST EVERY POSSIBILITY IN WHAT WE'RE DOING BEFORE WE TAKE THAT STEP. SO MAYOR PRO TEM -- DID YOU MAKE A MOTION?

Dunkerley: NO, I DIDN'T. WE WERE JUST TALKING ABOUT IT.

Leffingwell: THAT'S WHAT I WOULD LIKE TO SEE. I WOULD LIKE TO SEE ALL THE REST OF THE ORDINANCE IS VERY GOOD AND I WILL LIKE TO HANG ON TO THE 10% UNTIL YOU EXPLORE SOME OF THE OPTIONS THAT YOU JUST DISCUSSED AND THEN PERHAPS COME BACK. AND MAYBE FIVE PERCENT IN THE RIGHT NUMBER. MAYBE IT'S SEVEN, EIGHT PERCENT, SOMETHING LIKE THAT. SO THAT WOULD BE -- I THINK I WANT TO MAKE THAT MOTION AT THE APPROPRIATE TIME.

Mayor Wynn: THIS WOULD BE IT.

Leffingwell: THEN I WOULD MOVE TO CLOSE THE PUBLIC HEARING AND ADOPT THE ORDINANCE WITH THE EXCEPTION OF THE CHANGE TO PARAGRAPH 25107 B 32, MAKE AT LEAST 10 PERCENT OF THE DWELLING UNITS IN EACH DEVELOPMENT. AND COME BACK WITH YOUR EVALUATION AS SOON AS YOU CAN GET IT DONE.

Dunkerley: SECOND.

Mayor Wynn: MOTION AND A SECOND ON THE TABLE TO CLOSE THE PUBLIC HEARING AND MOVE FORWARD AS PROPOSED WITH THE EXCEPTION OF THE NOW INCREASING BACK TO 10 PERCENT THE NOTATION OF COUNCILMEMBER LEFFINGWELL. COUNCILMEMBER KIM?

Kim: MR. HILGERS, DO YOU KNOW HOW THE TASKFORCE -- IS IT THE TASKFORCE THAT CAME UP WITH FIVE PERCENT?

AND HOW DID THEY ARRIVE WITH --

I BELIEVE IT WAS THE STAFF RECOMMENDATION TO THE TASKFORCE.

Kim: SO THAT THE TASKFORCE DID NOT COME UP WITH THE SPECIFIC NUMBER?

THE TASKFORCE APPROVED THIS -- NO, THEY DIDN'T COME UP WITH THE SPECIFIC NUMBER.

BUT THEY APPROVED THIS RECOMMENDATION FROM THE STAFF?

YES.

Kim: I WOULD LIKE TO SEE SOME INFORMATION AS WELL AND JUST TO MAKE SURE THAT WE'RE DOING THE RIGHT THING BECAUSE I DO LIKE THE IDEA OF INCREASING THE ABSOLUTE NUMBER OF UNITS THAT ARE ACCESSIBLE, AND THAT'S WHAT WE'RE ALL AGREED ON IS THAT'S WHAT WE WANT TO GET TO. AND JUST HAVING JUST SOME INFORMATION AS TO WHAT ARE THE UNDERLYING ASSUMPTIONS THAT DREW THE STAFF TO THAT CONCLUSION I THINK WOULD BE HELPFUL FOR US TO MAKE SURE THAT WE'RE DOING THE RIGHT THING.

THAT WOULD BE GREAT.

Kim: THANK YOU.

Mayor Wynn: MAYOR PRO TEM.

Dunkerley: ANOTHER BIT OF INFORMATION THAT WOULD BE HELPFUL FOR US, AND WE'VE TALKED ABOUT THIS BEFORE, IS WHAT IS THE INCREASED COST FOR A HOUSING UNIT FOR AN ACCESSIBLE UNIT? SOME OF THE ELEMENTS ARE VERY, VERY INEXPENSIVE AND SOME OF THEM ARE MORE EXPENSIVE. AND I'M NOT SURE -- CAN YOU TELL FROM YOUR FOCUS GROUP OR MEETINGS THAT YOU HAD, WAS IT PRIMARILY THE COST THAT WAS DRIVING THE FOLKS AWAY?

YES, MA'AM. THAT WAS WHAT TOLD TO US. BUT I THINK THIS

WOULD GIVE US A CHANCE TO COME BACK WITH SOME REAL QUANTIFIABLE DATA AND GIVE SPECIFIC EXAMPLES AND RECOMMENDATIONS.

Dunkerley: IF UKTD DO THAT, THAT WOULD BE REALLY HELP SOLVE THAT WE CAN BETTER UNDERSTAND THOSE ELEMENTS. AND COUNCILMEMBERS, AS WE-- AS I LOOK AT THESE OTHER ISSUES THAT ADAPT HAD, I'LL BE MEETING WITH ALL OF YOU TO KIND OF GO OVER IT. I WOULD LIKE SOMETHING FROM THE DEVELOPMENT COMMUNITY BEFORE WE GO FORWARD. I'VE GOT MY TO DO LIST FROM YOU GUYS AND I'M GOING TO WORK IT.

Mayor Wynn: MOTION AND A SECOND ON THE TABLE. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SEVEN TO ZERO. THANK YOU ALL VERY MUCH FOR YOUR PATIENCE. [APPLAUSE]

Mayor Wynn: COUNCIL, I THINK NOW WE NEED TO TAKE UP THE PUBLIC HEARING NUMBER 98 REGARDING THE AMENDMENT TO VMU, VERTICAL MIXED USE, PRIOR TO US GOING BACK TO OUR ZONING CASES. WELCOME MR. GEORGE ADAMS. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

THIS IS THE ONLY DEVIATION FROM THE CURRENT PROCESS. IT WOULD STILL -- THIS WOULD STILL REQUIRE NOTIFICATION OF THE AFFECTED NEIGHBORHOODS AND NEIGHBORHOOD PLANNING TEAMS, AND I WOULD STILL REQUIRE A PUBLIC HEARING BEFORE THE PC -- BEFORE THE PLANNING COMMISSION AND THE CITY COUNCIL. THIS AMENDMENT ALSO SPECIFIES THAT ALL PROPERTIES DESIGNATED AS ELIGIBLE FOR VMU THROUGH THIS PROCESS THAT WE'RE BEGINNING TONIGHT WILL RECEIVE THE LETTER V AS PART OF THEIR ZONING STRING TO INDICATE THAT THEY ARE ELIGIBLE FOR VERTICAL MIXED USE. WITH THAT I'D BE GLAD TO ANSWER ANY QUESTIONS.

CONCLUDES MY PRESENTATION.

MAYOR WYNN: THANK YOU. QUESTIONS, COMMENTS FOR STAFF? ARE ANY CITIZENS HERE SIGNED UP WHO WOULD LIKE TO ADDRESS THIS PUBLIC HEARING NO. 98 REGARDING THESE AMENDMENTS TO THE VERTICAL MIXED USE ISSUE? HEARING NONE, MOTION MADE BY COUNCIL MEMBER MCCRACKEN TO CLOSE THE PUBLIC HEARING AND APPROVE ON ALL THREE READINGS, SECONDED BY COUNCIL MEMBER LEFFINGWELL. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: AYE. OPPOSED? MOTION PASSES ON ALL THREE READINGS ON A VOTE OF 6-0 WITH THE MAYOR PRO TEM OFF THE DAIS.

GUERNSEY: THANK YOU, MAYOR. NEXT WE HAVE THREE VMU ZONING CASES BEFORE YOU TONIGHT. THESE ARE ITEMS 95, 96 AND 97. VERY BRIEFLY, IF I MIGHT, I'D LIKE TO JUST DO A QUICK PRESENTATION TO KIND OF SET THE FRAMEWORK FOR THESE -- THESE APPLICATIONS. IT WILL TAKE ABOUT FIVE MINUTES, IF THAT'S ALL RIGHT.

MAYOR WYNN: THAT'S ALL RIGHT...

GUERNSEY: AS I MENTIONED, I WANT TO PROVIDE A LITTLE BACKGROUND ON VERTICAL MIXED USE AND KIND OF SET THE FRAMEWORK FOR COUNCIL CONSIDERATION OF THE FIRST VMU CASES, ITEMS 95 THROUGH 97. VERY BRIEFLY, JUST WANTED TO WALK YOU THROUGH THE HISTORY OF THE DESIGN STANDARDS OF WHICH VERTICAL MIXED USE IS ONE COMPONENT, JUST TO HIT A FEW OF THE HIGHLIGHTS. IN FEBRUARY OF 2004 THE CITY COUNCIL DIRECTED THE CITY MANAGER TO PREPARE RECOMMENDATIONS FOR CITYWIDE DESIGN STANDARDS. IN MAY OF 2005 -- I'M SORRY, IN 2004 THERE WAS A TASK FORCE THAT WAS CONVENED TO DEVELOP RECOMMENDATIONS ON DISCHARGE. IN MAY OF 2005 THE CITY COUNCIL RECEIVED A TASK FORCE REPORT TITLED RAISING THE DESIGN STANDARDS IN AUSTIN, TEXAS. AT THAT TIME THE COUNCIL DIRECTED THE CITY MANAGER TO DEVELOP ORDINANCE LANGUAGE BASED ON THE TASK

FORCE REPORT. THE CITY HIRED A CONSULTANT TO PREPARE THE ORDINANCE IN AUGUST OF 2006, THE ORDINANCE WAS PRESENTED TO THE COUNCIL. THE COUNCIL ADOPTED IT. IN JANUARY OF THIS YEAR THE ORDINANCE WENT INTO EFFECT. IN MARCH OF THIS YEAR THE VMU OPT-IN/OPT-OUT PROCESS WHICH I'LL TALK MORE ABOUT IN A MINUTE, BEGAN IN AUGUST OF THIS YEAR. THE NEIGHBORHOOD RECOMMENDATIONS THAT ARE PART OF THAT PROCESS WERE DUE, LEADING TO WHERE WE ARE TONIGHT. VERY BRIEFLY, WHY IS THE CITY FOCUSED ON VERTICAL MIXED USE AND INTENT ON ENCOURAGING VERTICAL MIXED USE? FIRST OF ALL, IT ENCOURAGES DENSITY ON COMMERCIAL CORRIDORS WITH HIGHER LEVELS OF TRANSIT SERVICE. IT'S FOCUSED ON THE CREATION OF HIGH QUALITY PEDESTRIAN AND TRANSIT SUPPORTIVE ENVIRONMENT AND IT'S A MORE SUSTAINABLE DEVELOPMENT PATTERN CONSISTENT WITH ENVISION CENTRAL TEXAS. AS YOU PROBABLY KNOW, THE VERTICAL MIXED USE BUILDINGS HAVE SPRVEG REQUIREMENTS AND OFFER CERTAIN INCENTIVES TO ENCOURAGE VERTICAL MIXED USE. REAL QUICKLY I'D LIKE TO RUN THROUGH THOSE. THE...THE REQUIREMENTS FOR VERTICAL MIXED USE REQUIRE THE PROJECTS MUST TRULY BE MIXED USE. MUST HAVE A MINIMUM OF TWO USES, ONE OF WHICH MUST BE RESIDENTIAL. THERE'S SPECIFIC REQUIREMENTS FOR THE DESIGN OF GROUND-FLOOR PEDESTRIAN-ORIENTED COMMERCIAL SPACES. FOR EXAMPLE, MINIMUM FIRST FLOOR HEIGHT AND DEPTH TO ENSURE THAT BUILDINGS CAN ACCOMMODATE RETAIL USAGE, MINIMUM AMOUNT OF DOORS AND WINDOWS ON THE FACADE OF THE BUILDING TO ENCOURAGE A BETTER PEDESTRIAN ENVIRONMENT, AND UNDER CERTAIN CIRCUMSTANCES WHEN THE INCENTIVES ARE APPLIED, THERE ARE SPECIFIC AFFORDABILITY REQUIREMENTS, AND IN GENERAL THOSE ARE 10% OF THE RENTAL UNITS MUST BE AFFORDABLE AT 80% OF MEDIUM FAMILY INCOME WITH A 40 YEAR TERM, AND FOR THE FOR SALE UNITS 5% OF THOSE UNITS MUST BE AFFORDABLE AT 80% OF MEDIAN FAMILY INCOME, 5% AT 100% FAMILY INCOME AND THE AFFORDABILITY PERIOD IS 99 YEARS. NOW, THE INCENTIVES TO ENCOURAGE VMU INCLUDE WHAT IS REFERRED TO AS THE DIMENSIONAL STANDARDS IN THE ORDINANCE, AND THIS INCLUDES EXEMPTIONS FROM FOUR

SITE DEVELOPMENT STANDARDS, MINIMUM SITE AREA REQUIREMENTS, MAXIMUM FLOOR AREA RATIO, MAXIMUM BUILDING COVERAGE AND FRONT AND SIDE YARD SETBACKS. THE SUM TOTAL OF THESE INCENTIVES ESSENTIALLY ALLOW A PROJECT TO ACHIEVE A HIGHER DENSITY WITHIN ITS EXISTING BUILDING HEIGHT. THERE'S ALSO THE POSSIBILITY FOR REDUCED PARKING AND FOR ADDITIONAL GROUND FLOOR USES IN CERTAIN -- IN OFFICE ZONING DISTRICTS. EVEN WITH THE POTENTIAL FOR THESE DENSITY BONUSES, VMU BUILDINGS ARE STILL SUBJECT TO COMPATIBILITY STANDARDS IF THEY APPLY TO THE SITE. THE HEIGHT LIMITATIONS OF THE ZONING DISTRICT AND THE IMPERVIOUS COVER LIMITS THAT APPLY TO A SITE. SO THERE ARE STILL RESTRICTIONS THAT HELP ENSURE THAT VMU BUILDINGS ARE COMPATIBLE WITH THE SCALE OF ADJACENT RESIDENTIAL AREAS. JUST VERY QUICKLY, A FEW EXAMPLES OF BUILDINGS AROUND TOWN THAT CERTAINLY -- CERTAINLY MEET THE SPIRIT OF VMU. MOST OF THESE WERE BUILT PRIOR TO THE DESIGN STANDARDS ORDINANCE SO WE CAN'T SAY THAT THEY MEET THE LETTER, BUT THEY ARE CERTAINLY CONSISTENT WITH THE INTENT. THROUGH THIS PROCESS VMU BUILDINGS CAN POTENTIALLY BE LOCATED WITHIN THE VMU OVERLAY DISTRICT, WHICH IS ALONG THE CORE TRANSIT CORRIDORS AND THE FUTURE CORE TRANSIT CORRIDORS WHICH I'LL TALK A LITTLE BIT MORE ABOUT IN A MINUTE. WITHIN -- ON PROPERTIES THAT HAVE THE MU COMBINING DISTRICT AND ALSO ON OTHER COMMERCIALY ZONED PROPERTIES, AND BOTH OF THOSE ARE THROUGH THIS OPT-IN/OPT-OUT PROCESS. AFTER THIS PROCESS CONCLUDES THERE IS -- THERE IS STILL BE THE OPPORTUNITY TO APPLY VMU BUT IT WILL BE DONE EITHER THROUGH THE STANDARD ZONING PROCESS ON A PROPERTY BY PROPERTY BASIS OR THROUGH THE CONDITIONAL USEMENT PROCESS FOR SITES THAT ARE THREE EAJ'S OR..... ACRES OR LARGER. SO WHAT IS OPT-IN/OPT-OUT? THE DESIGN STANDARDS ORDINANCE DEFINES IT AS A ONE-TIME PROCESS WHEREBY INDIVIDUAL NEIGHBORHOODS MAY CONSIDER CERTAIN DEVELOPMENT CHARACTERISTICS OF VMU BUILDINGS WITHIN THEIR BOUNDARIES AND COMMUNICATE THEIR PREFERENCES TO THE CITY COUNCIL. TO PUT A LITTLE FINER POINT ON IT, AT THE BEGINNING OF THIS PROCESS WE IDENTIFIED

APPROXIMATELY 80 PLANNING AREAS WITHIN THE CITY, AND WE SENT OUT A NOTICE ASKING NEIGHBORHOODS TO PROVIDE RECOMMENDATIONS AS TO THE LOCATION OF VERTICAL MIXED USE BUILDINGS AND THEIR PREFERENCE ON SPECIFIC STANDARDS THAT I WILL TALK MORE ABOUT. THERE ARE TWO BASIC TYPES OF APPLICATIONS IN THIS -- IN THIS PROCESS. THE FIRST OF THESE APPLY TO PROPERTIES THAT ARE WITHIN THE VMU OVERLAY DISTRICT, AND THE OVERLAY DISTRICT APPLIES TO COMMERCIAL ZONED PROPERTIES ALONG CORE TRANSIT CORRIDORS AND FUTURE CORE TRANSIT CORRIDORS. THESE ARE REFERRED TO AS OPT OUT APPLICATIONS. THE GENERAL RULE IS WITH SOME EXCEPTIONS VMU BUILDINGS ARE PERMITTED WITHIN THE VMU OVERLAY DISTRICT AND THE DIMENSIONAL STANDARDS, THE PARKING REDUCTIONS AND THE GROUND FLOOR USES, THAT SET OF INCENTIVES THAT I TALKED ABOUT EARLIER, APPLY TO THOSE PROPERTIES UNLESS A PROPERTY IS OPTED OUT OF THE OVERLAY DISTRICT. IN ADDITION, THE NEIGHBORHOODS HAVE THE OPTION OF RECOMMENDING THAT ESSENTIALLY THE BOUNDARIES OF THE VMU OVERLAY DISTRICT BE REDRAWN TO EXCLUDE A PROPERTY FROM THE OVERLAY DISTRICT. JUST VERY QUICKLY I WANTED TO HIGHLIGHT THE CORE TRANSIT AND FUTURE CORE TRANSIT CORRIDORS. THESE INCLUDE MANY OF THE MAJOR ARTERIALS IN THE CENTRAL CITY. A FEW OF THEM EXTEND OUT BEYOND THE CENTRAL CITY, BUT ALL OF US COULD PROBABLY NAME THESE WITHOUT THINKING ABOUT IT TOO MUCH. LAMAR, GUADALUPE, SOUTH CONGRESS, ANDERSON LANE, SO ON AND SO FORTH. SO ALONG THESE ROADWAYS ARE THE -- IS WHERE THE VMU OVERLAY DISTRICT APPLIES. THE SECOND TYPE OF APPLICATION OR ARE THE OPT IN APPLICATION AND THESE APPLY TO PROPERTIES THAT ARE NOT WITHIN THE VMU OVERLAY DISTRICT. GENERAL RULE IS FOR PROPERTIES IN THE MU COMBINING DISTRICT AND OTHER COMMERCIAL ZONED PROPERTIES, VMU BUILDINGS AND THE ASSOCIATED INCENTIVES ONLY APPLY IF A PROPERTY IS OPTED IN. AND SO IF THE NEIGHBORHOOD RECOMMENDS THAT VMU IS AN APPROPRIATE USE FOR THAT PROPERTY. VERY QUICKLY, WHAT RECOMMENDATIONS CAN NEIGHBORHOODS MAKE VIA THIS PROCESS? WELL, WITHIN THE OVERLAY DISTRICT, WHICH IS ALONG THOSE CORE TRANSIT CORRIDORS, ONE

RECOMMENDATION THAT THEY CAN MAKE IS WHETHER THE BOUNDARIES OF THE OVERLAY DISTRICT SHOULD BE REDRAWN TO EXCLUDE A PROPERTY FROM THAT DISTRICT. SO ESSENTIALLY THAT WOULD SAY NO VMU ON THIS PIECE OF PROPERTY OR PROPERTIES. SECOND, WHETHER THE DIMENSIONAL STANDARDS, THAT SET OF FOUR SITE DEVELOPMENT STANDARDS, WILL BE AVAILABLE FOR A PARTICULAR PROPERTY, WHETHER THE PARK -- EXCUSE ME, WHETHER THE PARKING REDUCTION SHOULD BE AVAILABLE, AND THIS IS LIMITED TO THE -- TO THE COMMERCIAL PORTION OF THE VMU BUILDING. THE RESIDENTIAL PORTION ALREADY RECEIVES A REDUCED PARKING REQUIREMENT. AND FINALLY FOR PROPERTIES THAT ARE ZONED OFFICE, LONO OR GO, WHETHER BONUS GROUND FLOOR USES ARE AVAILABLE. FINALLY, NEIGHBORHOODS HAVE SOME SAY IN THE LEVEL OF AFFORDABILITY FOR THE RENTAL UNITS. I MENTIONED EARLIER IN THE PRESENTATION, THE GENERAL RULE IS 10% OF THE RENTAL UNITS AVAILABLE AT 80% OF MEDIAN FAMILY INCOME. NEIGHBORHOODS CAN RECOMMEND AS LOW AS 60% OF MEDIAN FAMILY INCOME AS PART OF THEIR RECOMMENDATIONS. FOR THE OPT-IN PROPERTIES, THOSE PROPERTIES THAT HAVE THE MU COMBINING DISTRICT OR OTHER COMMERCIAL ZONED PROPERTIES THAT SEEM LIKE GOOD CANDIDATES FOR VMU, THE RECOMMENDATIONS ARE WHETHER VMU BUILDINGS ARE PERMITTED AT ALL, WHETHER THE DIMENSIONAL.....DIMENSIONAL STANDARDS OR DENSITY BONUSES APPLY, WHETHER THE PARKING REDUCTIONS APPLY, ONCE AGAIN, WHETHER THE BONUS GROUND FLOOR USES APPLY, AND THEN FINALLY, THE AFFORDABILITY LEVEL. AS I MENTIONED EARLY IN THE PRESENTATION, WE IDENTIFIED APPROXIMATELY 80 PLANNING AREAS. THIS MAP SHOWS THOSE. THESE WERE ESTABLISHED FOR THE PURPOSE OF THE OPT-IN/OPT-OUT PROCESS. OVER THE NEXT FEW MONTHS ROUGHLY ABOUT HALF OF THESE WILL BE COMING FORWARD TO THE COUNCIL FOR SOME ACTION ON VERTICAL MIXED USE. FINALLY, I JUST WANTED TO HIGHLIGHT BRIEFLY THE THREE AREAS THAT YOU'LL BE SEEING TONIGHT. THE SOUTH MANCHACA PLANNING AREA IS ITEM 95. THE BOULDIN CREEK PLANNING AREA IS ITEM 96, AND THE GREATER SOUTH RIVER CITY AREA IS ITEM 97, AND I'LL GO INTO MORE DETAIL ON EACH OF THOSE. FINALLY, WE

HAVE A TENTATIVE TIMETABLE FOR THIS PROCESS, BEGINNING, OBVIOUSLY, NOVEMBER OF THIS YEAR AND RUNNING THROUGH THE SPRING, PROBABLY MARCH OR APRIL OF NEXT YEAR. WITH THAT I'D BE GLAD TO ANSWER ANY QUESTIONS OR I CAN MOVE INTO ITEMS 95 THROUGH 97 IF YOU'D LIKE.

MAYOR WYNN: QUESTIONS OF MR. ADAMS, COUNCIL? COMMENTS? IF NOT, GEORGE, WHY DON'T YOU WALK US THROUGH 95, 96 AND 97.

THANK YOU, MAYOR. ITEM 95 IS CASE C14-.... C14-2007-0216, SOUTH MANCHACA VMU ZONING, OPT-IN/OPT-OUT PROCESS. COUNCIL, YOU SHOULD HAVE RECEIVED SOME HANDOUTS, INCLUDING PUBLIC COMMENTS, TWO RECENT PUBLIC COMMENTS, TWO LETTERS OF SUPPORT FROM REPRESENTATIVES OF THE SOUTH WOOD NEIGHBORHOOD ASSOCIATION, A MOTION SHEET FOR THE AREA, AND I BELIEVE THAT'S IT. IF I COULD GET THE TRACK MAP UP FOR SOUTH MANCHACA. THANK YOU. REAL QUICKLY, I'D LIKE TO FAMILIARIZE YOU WITH THE BOUNDARIES. WE HAVE SOUTH FIRST STREET TO THE EAST, BEN WHITE BOULEVARD TO THE NORTH, MANCHACA ROAD TO THE WEST AND WEST STASSNEY LANE TO THE SOUTH. THERE ARE NO CORE TRANSIT CORRIDORS WITHIN THE SOUTH MANCHACA PLANNING AREA AND THUS NO VMU OVERLAY DISTRICT, SO ALL THE PROPERTIES THAT ARE HIGHLIGHTED ON THIS MAP ARE PROPERTIES THAT WERE RECOMMENDED TO BE OPTED INTO VMU BY THE NEIGHBORHOOD. THE APPLICATION WAS FILED BY THE SOUTH WOOD NEIGHBORHOOD ASSOCIATION AND THE SALEM WALK ASSOCIATION OF NEIGHBORS. THESE TWO GROUPS WORKED TOGETHER AS REPRESENTATIVES OF THE SOUTH MANCHACA AREA AND SUBMITTED THE APPLICATION IN JUNE OF THIS YEAR. THE NEIGHBORHOOD RECOMMENDED TO OPT IN SELECTED COMMERCIAL ZONED PROPERTIES ALONG SEVERAL ARTERIALS IN THE AREA, INCLUDING 17 TRACTS WOULD RECEIVE ALL OF THE VMU-RELATED STANDARDS. TWO TRACTS WOULD ONLY RECEIVE THOSE DIMENSIONAL STANDARDS, ESSENTIALLY THE DENSITY BONUSES, AND THEN THE NEIGHBORHOOD RECOMMENDED AN AFFORDABILITY LEVEL OF 60% FOR THE VMU RENTAL UNITS. THE PLANNING COMMISSION ESSENTIALLY CONCURRED WITH THIS RECOMMENDATION.

ALL PROPERTIES LOCATED IN TRACTS 1 THROUGH 5, 7 THROUGH 9, 11 AND 13 THROUGH 20 SHOULD BE OPTED IN TO VMU WITH ALL THE RELATED STANDARDS. ALL PROPERTIES LOCATE..... LOCATED IN TRACTS 10 AND 12 SHOULD BE OPTED INTO VMU. THERE WAS ONE SMALL CHANGE THAT CAME UP AT THE PLANNING COMMISSION HEARING. ORIGINALLY IN THE NEIGHBORHOOD RECOMMENDATION THERE WAS ATTRACT 6 THAT WAS RECOMMENDED. THERE WAS SOME -- THERE WERE SOME INTERESTED CITIZENS WHO SHOWED UP AT THE PUBLIC HEARING, REQUESTED THAT THAT BE PULLED OUT. THE PLANNING TEAM THAT DEVELOPED THESE RECOMMENDATIONS AGREED AND THE PLANNING COMMISSION CONCURRED WITH THAT RECOMMENDATION. JUST VERY BRIEFLY, WE'VE RECEIVED SIX -- SIX LETTERS OF SUPPORT, FOUR VMU, THREE LETTERS OF OPPOSITION, AND THEN THE ONE LETTER ADDRESSING THE REMOVAL OF TRACT 6 THAT I MENTIONED. THAT CONCLUDES MY PRESENTATION ON ITEM 95. I'D BE GLAD TO ANSWER ANY QUESTIONS.

MAYOR WYNN: THANK YOU, MR. ADAMS. QUESTIONS FOR STAFF? COMMENTS, COUNCIL? LET'S SEE. WE HAD A COUPLE OF FOLKS SIGNED UP WISHING TO SPEAK ON 95, I BELIEVE. DAVID FOSTER HAD SIGNED UP WISHING TO ADDRESS US, AS DID GLOD LOOP SOSA.

MAYOR, IF YOU DON'T MIND, I'LL HAVE CHRISTOPHER EEWE OUR NEIGHBORHOOD ASSOCIATION PRESIDENT SPEAK.

MAYOR WYNN: HE DID, SO CHRIS, YOU'LL HAVE SIX MINUTES IF YOU NEED IT.

COUNCIL MEMBERS, MAYOR, I'M CRIES UWEN, AND THOUGH I SERVE ON THE PLANNING COMMISSION I'M HERE AT PRESIDENT OF SOUTH WOOD NEIGHBORHOOD ASSOCIATION TO SPEAK IN FAVOR OF THE ITEMS. AND WE DID WORK WITH SALEM WALK AS GEORGE ADAMS MENTIONED TO SUBMIT OUR APPLICATION, AND I JUST WANTED TO TAKE A MINUTE TO THANK YOU FOR YOUR COMPELLING LEADERSHIP ON LAND USE SINCE YOU'RE HEARING OUR INPUTS. IT IS NOT ONLY THAT YOU ASK FOR OUR INPUT, YOU GAVE US A CHANCE TO PARTICIPATE IN AND INFLUENCING OUR

DESTINIES AND HOW THE LAND WILL LOOK IN THE FUTURE AND THE DISCUSSION ITSELF ACTUALLY MADE US A MORE COHESIVE NEIGHBORHOOD AND IT HELPED US FORGE NEW AND STRONGER RELATIONSHIPS WITH OUR NEIGHBORS. AND I'D ENCOURAGE YOU TO CONTINUE TO ADVANCE ON HOW TO BEST GIVE TOUGH DECISIONS TO THE PEOPLE THAT KNOW THE CONDITIONS THE BEST WHILE IN PARALLEL PROVIDING GUIDANCE ON THE OVERALL COMMUNITY OBJECTIVES. LET ME TELL YOU A LITTLE ABOUT THE CURRENT SITUATION. I WANT TO SHOW YOU A FEW PICTURES OF THE BIGGEST SITES WE OPTED IN LOOK LIKE TODAY. THESE ARE PICTURES WE SHARED DURING OUR GENERAL MEETINGS WHEN WE DISCUSSED THE VMU OPT IN PROCESS. A LOT OF TIMES WE USED THE EXAMPLE OF SOUTH WOOD CENTER OR SOUTH WOOD MALL. THAT IS WHERE THE GOLD'S GYM THAT'S EAST OF MANCHACA ON THE SOUTH SIDE OF BEN WHITE. THIS IS AN AERIAL SHOT OF THAT. YOU CAN SEE IT'S A TYPICAL DAY. THERE'S A LOT OF ASPHALT THERE THAT'S NOT BEING USED. THE NEXT ONE IS --

HAVE YOU GOT A PROBLEM WITH THAT? KIDDING.

NOT AT ALL. NEXT ONE IS -- I GUESS DO I USE THIS TO ADVANCE THAT? THERE WE GO. NEXT ONE IS -- THIS IS A PARKING LOT ON THE EAST SIDE OF THAT BUILDING THAT I HAVE NEVER SEEN PARKED ANY CAR IN THAT LOT, MAYBE ONE ON VERY RARE OCCASIONS. THIS IS THE SOUTH SIDE OF SOUTH WOOD MALL. THIS IS LOOKING NORTH, SO THIS IS WHAT YOU GET AS A TERMINATING VISTA WHEN YOU'RE A NEIGHBOR DRIVING UP THE STREET. THIS IS ANOTHER BIG PROJECT WE WERE INTERESTED IN, THE CITY MARKET AT THE CORNER OF SOUTH FIRST AND BEN WHITE. YOU CAN SEE THERE'S A LOT OF AVAILABLE PARKING, A LOT OF ASPHALT THERE. NOT PEDESTRIAN FRIENDLY. THIS IS ONE AT SOUTH FIRST AND WEST STASSNEY. THIS IS IN THE SALEM WALK NEIGHBORHOOD. SO LET ME JUST GIVE YOU A LITTLE BIT OF A HISTORY HERE. WAY BACK IN 1996, WAY BEFORE WE STARTED THE VERTICAL MIXED USE PROJECT, THERE WAS SOME EN... ENVISIONMENT OF REDEVELOPMENT AT SOUTH WOOD MALL, IN PARTICULAR, AND COINCIDENTALLY, THAT PROJECT FROM YEARS AGO VERY MUCH DOES ALIGN WITH OUR VISION. AND WE ACTUALLY DID

NOT FIND OUT ABOUT THAT PROJECT BACK FROM 1996 UNTIL WE HAD SUBMITTED OUR APPLICATION ALREADY. THE PROJECT WAS CALLED COMMUNITY VISION PROJECT, AND IT WAS DONE WITH SUPPORT FROM CAPITAL METRO, THE UNIVERSITY OF TEXAS COMMUNITY AND REGIONAL PLANNING SCHOOL AND THE CITY OF AUSTIN, AND THEY RECRUITED NEIGHBORHOOD PARTICIPANTS AND HELD WORKSHOPS WITH DESIGN PROFESSIONALS AND REAL ESTATE DEVELOPERS AND I'D JUST LIKE TO SHARE A COUPLE OF QUOTES FROM THEIR OUTCOME DOCUMENT, IF I HAVE WITH ME IF ANYONE WANTS TO SEE IT. SO FROM PAGE 27 OF THAT DOCUMENT, IT SAYS THE VISION OF THE TEAM'S REDEVELOPMENT PLAN TOOK INTO ACCOUNT THE EXISTING ATTRIBUTES OF THE SITE AND SURROUNDING NEIGHBORHOOD WHILE DRAWING ON THE IMAGES OF POSITIVE REDEVELOPMENT, NEIGHBORHOOD AND COMMUNITY REPRESENTATIVES WANTED TO PROMOTE. THEIR VISION WAS TO, QUOTE, CREATE A SENSE OF PLACE, A DISTINCTIVE IDENTITY BALANCES COMMUNITY AND REGIONAL NEED, PROMOSSING MIXED USE DEVELOPMENT AND PROVIDING FOR MULTI-MODAL ACCESS. VERY SIMILAR COMMENTS TO WHAT WE DERIVED IN A TOTAL TOTALLY SEPARATE INDEPENDENT PROCESS THAT WE HAD NO IDEA THAT THAT PRIOR PROCESS HAD EXISTED. SO THE FINAL CONSENSUS DESIGN CONTAINED A WIDE VARIETY OF USES, TRULY LIVING UP TO THE GROUP'S VISION OF, QUOTED FROM THE GROUP, MIXED USE DEVELOPMENT. DAVID FOSTER WILL TALK ABOUT THE PROCESS THAT WE WENT THROUGH. LET ME JUST MENTION A COUPLE MORE REASONS THAT I MAY HAVE NOT ALREADY MENTIONED. AND I'D LIKE TO JUST MENTION THAT THIS WAS NOT FORCED UPON US IN ANY SENSE OF THE WORD. WE ACTUALLY PRODUCT ACTIVELY ARE.....PROACTIVELY ARECOMING TO THE TABLE WITH THIS. IT'S SORT OF A RARE OPPORTUNITY WHEN A NEIGHBORHOOD COMES TO THE COUNCIL HERE ASKING FOR THESE TYPES OF LAND USES. I KNOW IT'S SORT OF A RARE EXCEPTION. I WAS SITTING ON THE PLANNING COMMISSION. SO THERE IS SUCH A DESIRE FOR REDEVELOPMENT ON MANY OF THE SITES OF THE NEIGHBORHOOD THAT WE DID THAT PROCESS, AND WE DO WANT A MORE PEDESTRIAN AND BICYCLE FRIENDLY PLACE. WE WANT A PLACE WITH HIGHER DESIGN STANDARD. WE

WANT A PLACE WHERE WE CAN GET A GOOD CUP OF COFFEE, AND I'LL MENTION THAT THERE'S TRANSIT AVAILABILITY ON ALL THE MAJOR CORRIDORS, THREE -- NO. 3 ON MANCHACA, BUS NO. 10 ON SOUTH FIRST ARE TWO OF THE MOST LARGEST BUS RIDER SHIP ROUTES IN THE CITY, TOP 10. AND ALSO BEN WHITE AND STASSNEY HAVE ROUTES ON THEM AS WELL. AND I JUST WANTED TO MENTION TO YOU THAT SOME OF THE NEIGHBORS EXPRESSED SOME CONCERNS ABOUT PARKING AND SPILL-OVER PARKING FROM SOUTH WOOD MALL, AND SO WE TOOK THAT INTO ACCOUNT WHEN WE WERE SETTING UP FOR APPLICATION AND I THINK YOU'LL FIND THERE'S A DIFFERENT SET OF REQUIREMENTS FOR THOSE PROPERTIES THAT ARE ALONG RUSSELL. THAT'S THE ONE GROUP THAT'S DIFFERENT. AND JUST A COUPLE OF THE OTHER REASONS THAT WERE IMPORTANT. THE HOUSING AFFORDABILITY ELEMENT WAS AN IMPORTANT FACTOR TO SOME PARTICIPANTS, AND THE SITES THAT WERE THE MOST STRONGLY SUPPORTED WERE THOSE ONES I MENTIONED IN THE SLIDE, CITY MARKET, SOUTH WOOD MALL AND TIME WARNER. I'LL TRY TO FINISH UP QUICKLY. WE STARTED THIS PROCESS BEFORE NORTHCROSS MALL, WAL-MART SITE CAME TO BEAR, AND THIS IS EXACTLY, I THINK, WHAT YOU WANT TO HAPPEN. THE NEIGHBORHOOD IS PROACTIVELY GOING OUT THERE AND TRYING TO DETERMINE THE LAND USE BEFORE A SITUATION LIKE WHORT..... WAL-MART AT NORTHCROSS MALL COMES UP. THAT'S WE'RE DOING HERE AND WE WOULD STRONGLY URGE YOU TO MAKE A CONDITIONAL OVERLAY TO APPLY THE SAME STANDARDS THAT WOULD BE THE SAME CASE IF ALL OF THESE VERTICAL MIXED USE PROJECTS WERE ON CORPS DER ON AN URBAN STREET SO THAT THE STREET TREES AND THE FOUR CORE TRANSIT CORRIDORS ELEMENTS WOULD APPLY. I WANT TO THANK YOU FOR YOUR TIME AND IF YOU HAVE ANY QUESTIONS I'M AVAILABLE TO ANSWER THOSE.

MAYOR WYNN: CHRIS, WELCOME BACK DAVID. YOU HAVE THREE MINUTES TO BE FOLLOWED BY GUADALUPE SOSA.

IN FAVOR OF THIS APPLICATION FROM THE SOUTH MANCHACA PLANNING AREA. I'VE LIVED IN THE SOUTH WOOD NEIGHBORHOOD ASSOCIATION SINCE 1953, AND I'M PROUD TO HAVE SERVED AS THE CO-CHAIR OF THE COMMITTEE,

THE SOUTH WOOD NEIGHBORHOOD ASSOCIATION PUT TOGETHER TO LOOK AT THIS PROCESS AND COME BACK WITH RECOMMENDATIONS. YOU KNOW, WHEN I FIRST CAME TO GRAD SCHOOL IN AUSTIN IN 1983, THIS PART OF AUSTIN WAS REALLY FAR SOUTH AUSTIN, ALMOST OUTSIDE THE CITY. TIMES HAVE CHANGED. WE'VE DOUBLED IN SIZE MORE OR LESS. THIS REALLY FEELS LIKE AND ACTS LIKE, THINKS LIKE A CENTRAL CITY NEIGHBORHOOD. WE HAVE NOT YET BEEN ALLOWED TO GO THROUGH OUR PLANNING PROCESS. AND THAT'S UNFORTUNATE, BUT THIS OPPORTUNITY, THE CMU PROCESS HAS GIVEN US THE FIRST OPPORTUNITY WE HAVE TO COME TOGETHER AS A NEIGHBORHOOD, PUT TOGETHER A VISION OF WHAT WE'D LIKE TO BE, WHAT WE'D LIKE TO LOOK LIKE IN THE YEARS AHEAD. AS CHRIS MENTIONED I'M HERE MAINLY TO TALK ABOUT THE PROCESS AND I WANT TO STRESS WE TOOK EVERY EFFORT TO BE AS INCLUSIVE AS WE COULD. WE ADDRESSED THIS ISSUE AT FIVE SEPARATE NEIGHBORHOOD ASSOCIATION MEETINGS, BEGINNING BACK IN SEPTEMBER OF '06. MCFADEN WHO LIVES IN OUR NEIGHBORHOOD GAVE US A POWERPOINT SHOWING US THE SLIDES AND PICTURES OF WHAT VERTICAL MIXED USE SHOULD LOOK LIKE. WE HAD A COMMITTEE I CO-SHARED WITH DEBORAH BEAN. WE HAD A SERIES OF MEETINGS, I THINK A TOTAL OF 6, INVITING EVERYBODY IN THE NEIGHBORHOOD WHO WANTED TO COME TO TALK ABOUT THIS. WE MET ON SOME SUNDAYS AND SOME THURSDAY SO MORE PEOPLE COULD COME. WE DIVIDED UP THE NEIGHBORHOOD BY OURSELVES, WALKED IT, BIKED IT AND WE BRAINSTORMED AND MADE RECOMMENDATIONS, WHICH WE THEN TOOK BACK TO THE NEIGHBORHOOD ASSOCIATION. IN ADDITION TO THAT DAVID AND I WENT TO THE STAFF PRESENTATION OF THE CITY, I ALSO WENT TO COUNCIL MEMBER MCCRACKEN'S ROAD SHOW AND WE SENT OUT QUESTIONS THAT WE THOUGHT WE SHOULD ASK. THEY GAVE US FEEDBACK. WE ASKED THOSE QUESTIONS. WE REPORTED BACK TO THE NEIGHBORHOOD ASSOCIATION. AND ON AND ON AND ON. AND FINALLY IN MAY WE HAD OUR BIG MEETING WHERE -- AND I SHOULD ADD, WE ALSO WORKED VERY CLOSELY WITH THE SALEM WALK NEIGHBORHOOD ASSOCIATIONS AS WELL. IN MAY WE HAD OUR JOINT NEIGHBORHOOD ASSOCIATION MEETING WITH SWAN AND WE OVERWHELMINGLY AGREED TO OPT IN THESE

PROPERTIES THAT STAFF HAS DESCRIBED. WE EVEN DIVIDED EACH -- WE ACTUALLY HAD TEN SEPARATE VOTES. WE DIVIDED THE NEIGHBORHOOD INTO TEN DISTINCT AREAS AND HAD A SEPARATE VOTE ON EACH AND EVERY ONE OF THOSE WITH CONSIDERABLE DISCUSSION IN EVERY CASE THE NEIGHBORHOOD OPTED IN. AND FINALLY AS MR. ADAMS SAID, AT THE PLANNING COMMISSION WE HAD A COUPLE FOLKS SHOW UP WHO HAD NOT HEARD, FOR WHATEVER REASON, ABOUT THIS PROCESS. THEY OBJECTED TO ONE LOT AND WE AGREED TO TAKE THAT OUT. AND I JUST REMEMBER THAT I PASSED YOU GUYS OUT A FLIER. WE ACTUALLY FLIERED ALL THE HOUSES FROM RED STREET NORTH SO THAT A PORTION OF THE NEIGHBORHOOD JUST SOUTH OF THE SOUTH WOOD MALL, BECAUSE WE THOUGHT THAT THOSE PEOPLE WOULD PROBABLY BE MORE CONCERNED OR WORRIED ABOUT THIS THAN ANY OTHER PART OF THE NEIGHBORHOOD. SO WE TOOK EVERY STEP THAT WE COULD TO BE INCLUSIVE, AND I'D BE VERY HAPPY IF SOUTH WOOD, MY NEIGHBORHOOD, IS THE FIRST NEIGHBORHOOD THAT YOU GUYS OPT IN. THAT WOULD BE GREAT. AND I SHOULD POINT OUT THAT GUADALUPE SOSA HAD TO LEAVE. SHE DID. SHE'S OUR TREASURER. SHE SENT YOU EMAIL COMMENTS AND I'D URGE YOU TO LOOK AT THOSE. SHE'S ALSO IN FAVOR.

THANK YOU VERY MUCH.

MAYOR WYNN: COUNCIL, THAT CONCLUDES ALL OF OUR PUBLIC TESTIMONY IN THIS PUBLIC HEARING ITEM NO. 95. COMMENTS, QUESTIONS? MR. ADAMS?

THANK YOU, MAYOR. YOU HAVE BEFORE YOU A MOTION SHEET FOR THE SOUTH MANCHACA APPLICATION, VMU APPLICATION AREA. IT INCLUDES NEIGHBORHOOD RECOMMENDATIONS, NEIGHBORHOOD PLANNING AREA RECOMMENDATIONS. I'D BE GLAD TO WALK YOU THROUGH THOSE IF YOU'D LIKE..., AS YOUR DISCRETION. THERE ARE THREE PROPOSED MOTIONS. THE FIRST IS -- AND I'LL BE READING THE PLANNING COMMISSION RECOMMENDATIONS ON THESE, WHICH ARE CONSISTENT WITH THE NEIGHBORHOOD RECOMMENDATIONS AND SUPPORTED BY STAFF, RECOMMEND TO OPT IN ALL VMU-RELATED STANDARDS TO THE FOLLOWING TRACTS. 1 THROUGH 5, 7

THROUGH 11, AND 13 THROUGH 20. THE SECOND MOTION TO RECOMMEND TO OPT IN TO THE DIMENSIONAL STANDARDS FOR TRACTS 10 AND 12. THE THIRD MOTION REGARDING THE AFFORDABILITY IS -- RECOMMEND AN AFFORDABILITY LEVEL OF 60% OF MEDIAN FAMILY INCOME, AND IF I MAY JUST MAKE ONE NOTE IN THIS REGARD, THE NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT SUPPORTS THIS RECOMMENDATION. THEY WOULD LIKE TO MAKE SURE THAT THERE'S AN EVALUATION PERIOD TO LOOK AT THE AMOUNT OF AFFORDABLE HOUSING THAT IS GENERATED AT THIS LEVEL, DO SOME ANALYSIS AND PERHAPS BRING BACK SOME -- SOME OF THAT TO THE COUNCIL. THOSE CONCLUDE THE MOTIONS FOR THE SOUTH MANCHACA AREA.

MAYOR WYNN: COUNCIL MEMBER MCCRACKEN?

MCCRACKEN: MAYOR, I'LL MOVE TO APPROVE MOTIONS 1, 2, 3 AND A COMBINED MOTION ON ALL THREE READINGS.

I'M SORRY, COUNCIL MEMBER, WE'RE POST-ED FOR FIRST READING ONLY. I SHOULD HAVE MENTIONED THAT.

MCCRACKEN: OH, WE ARE? THEN APPROVE MOTION 1, AND APPROVE IT AS THE PLANNING COMMISSION RECOMMENDATION.

MAYOR WYNN: WELL, SO WILL YOU BE -- MOTIONS --

PLANNING COMMISSION RECOMMENDATION OF FIRST READING FOR ALL THREE MOTIONS.

MAYOR WYNN: SECOND. SO MOTION BY COUNCIL MEMBER MCCRACKEN TO APPROVE ON FIRST READING ONLY ALL THREE MOTIONS IN ACCORDANCE WITH THE PLANNING COMMISSION RECOMMENDATION. SECONDED BY THE MAYOR PRO TEM. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: AYE. OPPOSED? MOTION PASSES FOR FIRST READING ONLY ON A VOTE OF 7-0.

THANK YOU, MAYOR. ITEM 96 IS CASE C14-2007-0220, BOULDER I HOPE CREEK VERTICAL MIXED USE ZONING, OPT-IN/OPT-OUT PROCESS. YOU SHOULD HAVE RECEIVED, HOPEFULLY, RECENT PUBLIC COMMENT FORMS AND A MOTION SHEET FOR THIS AREA. VERY QUICKLY, THE BOUNDARIES OF THE BOULDIN CREEK AREA INCLUDE LADY BIRD LAKE, FORMERLY TOWN LAKE TO THE NORTH, BEN WHITE BOULEVARD TO THE SOUTH, SOUTH CONGRESS AVENUE TO THE EAST AND THE UNION PACIFIC RAILROAD RAILROAD TRACKS TO THE WEST. WITHIN THE BOULDIN CREEK -- OR BOUNDING THE BOULDIN CREEK PLANNING AREA THERE ARE FOUR CORE TRANSIT CORRIDORS, WEST REFER SIDE DRIVE, BARTON SPRINGS ROAD, SOUTH CONGRESS AND SOUTH FIRST STREET. THESE -- THE APPLICATION WAS SUBMITTED BY THE BOULDIN CREEK PLANNING TEAM. THE NEIGHBORHOOD RECOMMENDED APPLYING ALL VMU-RELATED STANDARDS TO ALL ELIGIBLE PROPERTIES LOCATED WITHIN THE VMU OVERLAY DISTRICT AS HIGHLIGHTED ON THE TRACT MAP BEFORE YOU. THE NEIGHBORHOOD ALSO RECOMMENDED THE 60% MEDIAN FAMILY INCOME AFFORDABILITY LEVEL FOR THE RENTAL UNITS. THE PLANNING COMMISSION CONCURRED WITH THIS RECOMMENDATION AND THEY RECOMMENDED TO APPROVE IMPLEMENTATION OF VMU BY REZONING TRACTS 1 THROUGH 128 AND 131 THROUGH 150. THEY ALSO RECOMMENDED THE AFFORDABILITY LEVEL OF 60%, AND STAFF SUPPORTS THIS RECOMMENDATION. THERE WERE 19 SUBMITTALS IN TERMS OF PUBLIC CORRESPONDENCE. 14 OF THOSE WERE IN OPPOSITION AND 5 IN SUPPORT. THAT CONCLUDES MY PRESENTATION ON ITEM 96. I'D BE GLAD TO ANSWER ANY QUESTIONS.

MAYOR WYNN: THANK YOU, MR. ADAMS. QUESTIONS FOR STAFF, COUNCIL? ITEM 96, WE HAD ONE PERSON WHO SIGNED UP WISHING TO SPEAK. STEWART HAMPTON? DID STEWART HANG AROUND?

YES.

PATIENCE IS A VIRTUE. STEWART? WELCOME.

THANK YOU. MAYOR, COUNCIL MEMBERS. MY NAME IS STEWART HAMPTON. I'M FROM AUSTIN, AS YOU CAN TELL.

I'VE BEEN HERE SINCE '93. I'M THE CHAIRMAN OF THE NEIGHBORHOOD PLANNING TEAM, A MEMBER OF OUR NEIGHBORHOOD ASSOCIATION. I WAS ALSO PART OF THE REGIONAL NEIGHBORHOOD PLANNING TEAM THAT PUT TOGETHER THE BOULDIN NEIGHBORHOOD PLAN WHICH WAS ADOPTED IN 2002. I JUST WANT TO SAY A.. A LITTLE BIT ABOUT PROCESS, ABOUT RECOMMENDATIONS AND A FEW CONCERNS. I WANT TO TIE BACK A BIT ON THE PROCESS REFLECTIONS TO THE ORIGINAL PLAN. BASICALLY A NEIGHBORHOOD PLANNING TEAM, UNLIKE A NEIGHBORHOOD ASSOCIATION, IS NOT A NATURAL ORGANISM. I THINK EVERY TIME YOU HAVE A ZONING CASE IN FRONT OF YOU YOU EXPERIENCE THE DYNAMICS, WHEN YOU GET DEVELOPERS, TENANTS, HOMEOWNERS AND BUSINESSES IN THE SAME CONVERSATION. IT'S NOT A NATURAL FIT. DURING THE PLANNING PROCESS WITH THE.....FOR THE NEIGHBORHOOD PLAN, WE HAD A LOT OF SUPPORT FROM THE CITY STAFF IN THE PROCESS, AND THE FACT THAT THE CITY STAFF DID PUBLIC NOTIFICATIONS OF MEETINGS AND WERE PRESENT AS A CONSULTANT AND RESOURCE BASE IN THE PLANNING MEETINGS, WAS CRITICAL TO THE PLAN WORKING. THAT WASN'T PRESENT IN THE VMU DELIBERATIONS, AND I THINK THE PROCESS SUFFERED BECAUSE OF IT. NEVERTHELESS, WE DID MEET ON FIVE OCCASIONS BETWEEN MARCH 21 AND MAY THE 14TH. A TOTAL OF 47 PEOPLE REPRESENTING BUSINESS OWNERS, RESIDENTS AND TENANTS PARTICIPATED IN THE MEETINGS. WE CAME UP WITH THE FOLLOWING RECOMMENDATIONS: CONSISTENT WITH THE BOARD OUTLINES OF THE BOULDIN CREEK NEIGHBORHOOD PLAN WHICH CALLS FOR DEVELOPMENT ON THE ARTERIALS AND THE PROTECTION OF NEIGHBORHOOD INTERIOR FROM DENSE DEVELOPMENT, THE NEIGHBORHOOD TEAM GREED TO VMU OVERLAY FOR PROPERTIES WITH FRONTAGE ON THE MAJOR ARTERIALS OF SOUTH CONGRESS, SOUTH FIRST AND BARTON SPRINGS ROAD. AND WE REJECTED OPTING IN AS A VMU ANY MU PROPERTY IN THE INTERIOR OF THE NEIGHBORHOOD OR ANY OTHER MU PROPERTY THAT DOES NOT HAVE A FRONTAGE ON THE ARTERIAL, AGAIN, CONSISTENT WITH THE NEIGHBORHOOD PLAN. WE ALSO CALLED FOR MOST VIGOROUS LEVEL OF AFFORDABILITY, 60% OF MS 5 TO APPLY TO ALL VMU DEVELOPMENTS. A COUPLE OF

CONCERNS. WE'RE SAYING YES TO THIS BECAUSE THE CITY IS GOING TO GO AHEAD WITH DEVELOPMENT ALONG THE ARTERIALS, THERE IS A GREAT CONCERN OF WHAT REDUCED PARKING MEANS, PARTICULARLY TO NEIGHBORS WHO ARE CLOSE TO THE ARTERIALS. YOU WANT TO FIRST -- I INVITE YOU-ALL NEXT THURSDAY, THE FIRST THURSDAY ON SOUTH CONGRESS, JUST GO ONE BLOCK BACK AND PUT YOURSELF IN THE SHOES OF THE PEOPLE WHO ARE LIVING IN THOSE HOUSES AND PARK THEIR VEHICLES. THAT'S AN ISSUE, AND THEN THE OTHER THING I WANT TO MAKE SURE, TO AVOID DEVELOPMENT CREEK. WE'RE SAYING YES, DEVELOPMENT ON THE ARTERIALS. THAT DOES NOT MEAN THEN LEACHING IT INTO TWO OR THREE HOUSES BACK, AND SO ON.. ON. THAT'S IT. THANKS.

MAYOR WYNN: THANK YOU, STEWART. THAT'S ALL THE CITIZENS WHO SIGNED UP TO GIVE US TESTIMONY ON ITEMS 96. GEORGE, YOU CAN WALK US THROUGH, LOOKS LIKE A VERY SIMPLE MOTION SHEET.

THANK YOU. ONCE AGAIN WE HAVE THREE MOTIONS FOR ITEM 96, THE FIRST OF WHICH IS A MOTION TO POSTPONE ACTION ON TRACT 129. THIS IS ATTRACT THAT WAS SHOWN AS A COMMERCIAL USE ON THE FUTURE LAND USE MAP. WE WILL NEED TO BRING FORWARD THE NEIGHBORHOOD PLAN AMENDMENT TO MODIFY THE LAND USE DESIGNATION ON THE FUTURE LAND USE MAP BEFORE ACTION ON THIS IS TAKEN, AND SO WE HAVE A REQUEST TO POSTPONE UNTIL DECEMBER 11 PLANNING COMMISSION ON JANUARY 10 CITY COUNCIL HEARING FOR TRACT 129. THE OTHER TWO RECOMMENDATIONS ARE RECOMMENDATION TO APPLY THE VMU-RELATED STANDARDS TO TRACTS 1 THROUGH 128 AND TRACTS 131 THROUGH 150. FINALLY, TWO APPLY THE AFFORDABILITY LEVEL OF 60% OF MEDIAN FAMILY INCOME FOR THE VMU RENTAL UNITS.

THANK YOU, MR. ADAMS. QUESTION FOR STAFF, COUNCIL? COUNCIL MEMBER LEFFINGWELL?

LEFFINGWELL: I'M TRYING TO FIND -- THERE'S APPARENTLY NO DIFFERENCE ON THE SECOND MOTION BETWEEN STAFF AND PLANNING COMMISSION RECOMMENDATION; IS THAT

CORRECT?

THAT'S CORRECT.

LEFFINGWELL: THE WORDING IS DIFFERENT BUT IT'S ESSENTIALLY THE SAME?

YES, THAT'S CORRECT.

MAYOR WYNN: I'LL ENTERTAIN A MOTION.

MCCRACKEN: MAYOR, I'LL MOVE TO APPROVE ON FIRST -- I GUESS WE'RE ONLY FIRST READING ON THIS ALSO?

THAT'S CORRECT.

MOVE TO APPROVE PLANNING COMMISSION RECOMMENDATIONS FOR MOTIONS 1, 2 AND 3 COLLECTIVELY.

MAYOR WYNN: I GUESS MOTION 1, THOUGH, THE REQUEST IS POSTPONED.

MCCRACKEN: OH, YEAH.

MAYOR WYNN: RIGHT. SO MOTION BY COUNCIL MEMBER MCCRACKEN TO CLOSE THE PUBLIC HEARING AND APPROVE ON FIRST READING ONLY FOR MOTION 1, THE POSTPONEMENT OF TRACT 129 UNTIL JANUARY 10, 2008 AND THEN THE PLANNING COMMISSION RECOMMENDATION ON MOTIONS 2 AND 3. SECONDED BY COUNCIL MEMBER COLE. FURTHER COMMENTS?

MCCRACKEN: MAYOR, I'LL JUST SAY THIS COLLECTIVELY FOR THESE -- THE SOUTH WOOD SALEM WALK -- SOUTH MANCHACA, BOULDIN CREEK AND GREATER SOUTH RIVER CITY IS WHAT WE HAVE THREE NEIGHBORHOODS THAT HAVE -- THAT HAVE, YOU KNOW, EMBRACED DENSITY ON THE CORRIDORS. THIS COUNCIL IN RETURN IS -- YOU KNOW, IT NEEDS TO CONSISTENTLY AND HAS BEEN SUPPORTING THAT WE WILL NOT HAVE DENSITY CREEP INSIDE THE NEIGHBORHOODS AND ALSO THAT WE WILL -- WE SUPPORTED THE NEIGHBORHOODS ON THE RESIDENTIAL

PARKING PERMIT, EXPEDITING, BUT ALSO I JUST WANT TO GIVE FOLKS SOME BACKGROUND. CHRIS -- THE NEIGHBORHOOD ASSOCIATION WHO WAS GOING TO ALL OF THESE DIFFERENT VARIOUS CITY PUBLIC MEETINGS AND SPEAKING IN FAVOR OF THIS. WE HAVE THE PRESIDENT OF THE AUSTIN NEIGHBORHOODS COUNCIL WHO WENT, PROBABLY MADE 15, 20 VISITS TO NEIGHBORHOOD ASSOCIATION AND NEIGHBORHOOD MEETINGS ALL OVER THE CITY IN FAVOR OF THIS, SO I THINK ANYTIME YOU HEAR ANYMORE THAT NEIGHBORHOODS DON'T SUPPORT DENSITY IT'S A BUM WRAP, AND EVERYTHING IN BOULDIN AND SOUTH RIVERSIDE AND SOUTH MANCHACA PROVED THAT THEY STEPPED UP AS PART OF THE BARGAIN WE HAVE AS A COMMUNITY, THAT DENSITY ON THE CORRIDORS REFLECTS OUR COMMUNITY VALUES INCLUDING AFFORDABLE HOUSING, IS PERMANENTLY AFFORDABLE, THAT WE DO IT AT THE NEIGHBORHOOD ENVISIONED LEVEL OF AFFORDABILITY AND WE PROTECT AGAINST DENSITY CREEP INTO THE NEIGHBORHOOD. YOU-ALL HAVE DONE A GREAT JOB AND I'VE BEEN PROUD TO WORK WITH YOU ON THIS.

MAYOR WYNN: A MOTION AND A SECOND ON TABLE, FIRED READING ONLY. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: AYE. OPPOSED? MOTION PASSES ON FIRST READING ONLY ON A VOTE OF 7-.. 7-0. COUNCIL MEMBER MARTINEZ MOVES THAT WE WAIVE COUNCIL RULES AND GO APPLIES 10:00 P.M. SECONDED BY COAL. ALL THOSE IN FAVOR SAY AI.

AYE.

MAYOR WYNN: AYE. MAYOR AND COUNCIL, ITEM 97 IS CASE C14-2007-02224, THE GREATER SOUTH RIVER CITY VMU ZONING OPT IN OUT OUT. THE ZONING OF THE PLANNING AREA ARE SOUTH CONGRESS TO THE WEST, SOUTH CONGRESS AVENUE TO THE WEST, BEN WHITE BOULEVARD TO THE SOUTH, I-35 TO THE EAST AND LADY BIRD LAKE TO THE NORTH. THERE ARE TWO CORE TRANSIT CORRIDORS THAT BOUND THE AREA. SOUTH CONGRESS AVENUE AND

RIVERSIDE DRIVE. THE APPLICATION -- OR THE RECOMMENDATIONS WERE SUBMITTED BY THE SOUTH RIVER CITY CONTACT TEAM. THE NEIGHBORHOOD RECOMMENDED THAT ALL VMU STANDARDS APPLY TO THE PROPERTIES IN THE VMU OVERLAY DISTRICT WITH THE EXCEPTION OF TRACT 323. THE REASON FOR -- FOR OPTING THIS TRACT OUT IS THAT THIS PROPERTY IS CURRENTLY AN AFFORDABLE HOUSING COMPLEX, AND THE NEIGHBORHOOD WANTED TO PRESERVE THE AFFORDABILITY THAT WAS IN PLACE ON THAT PROPERTY. IN ADDITION, THEY RECOMMENDED THE 60% AFFORDABILITY LEVEL, 60% OF MEDIAN FAMILY INCOME AFFORDABILITY LEVEL FOR THE VMU RENTAL UNITS. THE PLANNING COMMISSION CONCURRED WITH THE CONTACT TEAM'S RECOMMENDATION. WE'VE RECEIVED 10 PUBLIC COMMENTS -- 10 PUBLIC COMMENT FORMS ON THIS. 7 OF THESE WERE IN FAVOR AND THREE IN OPPOSITION. THAT CONCLUDES MY PRESENTATION.

MAYOR WYNN: THANK YOU, MR. ADAMS. QUESTIONS FOR STAFF, COUNCIL? COMMENTS? IF NOT, I BELIEVE WE HAVE A COUPLE OF FOLKS WHO WOULD LIKE TO GIVE US TESTIMONY. DANIELLE WOULD LIKE TO. OTHER FOLKS SIGNED UP WISHING TO SPEAK IN OBJECT SITUATION. LOOKS LIKE GARY SIGNED UP NOT WISHING TO SPEAK.

GOOD EVENING. MY NAME IS CEMENTI AND I'M HERE AS THE CHAIR OF THE GREATER SOUTH RIVER CITY CITIZENS PLANNING TEAM AND I WANTED TO SPEAK TO YOU ABOUT TONIGHT IS THE REASON THAT WE OPTED OUT OF THE ONE PROPERTY THAT WE DID AND WE ONLY OPTED OUT OF THIS ONE -- THE RELAXED STANDARDS FOR THIS ONE PROPERTY. THE HEIGHTS HAS 34 PROJECT-BASED SECTION 8 UNITS AFFORDABLE FOR HOUSEHOLDS EARNING LESS THAN 30% MFI. THE REMAINING 142 UNITS ARE AFFORDABLE FOR HOUSEHOLDS EARNING LESS THAN OR EQUAL TO 60% MFI. 20% OF THOSE 142 UNITS ARE OCCUPIED BY HOUSEHOLDS THAT HAVE SECTION 8 VOUCHERS. THIS IS A MODEL AFFORDABLE HOUSING COMPLEX. IT'S IN GREAT SHAPE, NO NEED FOR REDEVELOPMENT. THEY HAVE CLEAN LAUNDRY ROOMS, WELL-KEPT GROUNDS, THINGS FOR CHILDREN TO DO, ACTIVITIES. THE CHILDREN -- AND THERE'S LOTS OF FAMILIES AT THIS APARTMENT COMPLEX. THE CHILDREN GO

TO OUR SCHOOLS AND PARTICIPATE BIG TIME IN TRAVIS HEIGHTS ELEMENTARY, FILL MORE, TRAVIS HIGH SCHOOL. IF THE PROPERTY IS REDEVELOPED WE WOULD LOSE THIS VERY, VERY DEEP AFFORDABILITY IN OUR NEIGHBORHOOD. WE'D LOSE THOSE FAMILIES AND THOSE CHILDREN GOING TO OUR SCHOOLS, AND THIS WAS A VERY, VERY STRONG WISH OF THE NEIGHBORHOOD AND THE NEIGHBORHOOD PLANNING TEAM TO KEEP THIS AFFORDABLE, AFFORDABLE COMPLEX IN OUR NEIGHBORHOOD, NOT DO ANYTHING TO INCENTIVIZE REDEVELOPMENT OF THIS PROPERTY. SO THIS IS THE REASON THAT WE WISH TO OPT OUT OF JUST THIS ONE PROPERTY. WE'VE EMBRACED THE DENSITY ON THE CORRIDORS AND THANK YOU, COUNCIL MEMBER MCCRACKEN, FOR YOUR COMMENTS. WE ARE CONCERNED ABOUT THE CREEP AND THE PARKING, SO IT'S VERY REASSURING TO HEAR YOU SAY THAT. WE'RE EMBRACING THE DENSITY, BUT WE REALLY REQUEST THAT YOU HOLD WITH OUR RECOMMENDATION. I ALSO WANTED TO SAY THAT THE 60% MFI, THE AFFORDABILITY WAS VERY IMPORTANT TO THE TEAM, AND THAT WAS KIND OF THE COMPROMISE. THERE WERE FOLKS WHO DIDN'T WANT TO EMBRACE THE DENSITY AND SOME OF THEM CAME AROUND BECAUSE OF THE 60% AFFORDABILITY. I THINK IT WOULD HAVE BEEN A LITTLE DIFFERENT IF WE HAD NOT HAD THAT AS AN OPTION. SO I ALSO WANT TO THANK COUNCIL MEMBER MCCRACKEN FOR PUSHING THAT AS AN OPTION FOR THE NEIGHBORHOODS. THANK YOU VERY MUCH.

MAYOR WYNN: DANIEL? COUNCIL, THAT CONCLUDES ALL OF OUR CITIZEN TESTIMONY ON THIS VOTING ITEM NO. 97. A MOTION SHEET FROM MR. ADAMS.

MAYOR AND COUNCIL, THE FIRST MOTION IS A RECOMMENDATION FROM STAFF SIMILAR TO THE PREVIOUS PLANNING AREA. WE HAVE ONE TRACT THAT NEEDS A NEIGHBORHOOD PLAN AMENDMENT TO IMPLEMENT THE VMU PROVISION, SO WE WOULD RECOMMEND THAT TRACT 327 BE POSTPONED TO THE DECEMBER 11 PLANNING COMMISSION HEARING AND THE DECEMBER 10 COUNCIL HEARING. ONCE AGAIN, THAT IS TRACT 327. THE SECOND MOTION IS TO IMPLEMENT VMU REGULATIONS BY REZONING TRACTS 302 TO 322 AND TRACTS 324 THROUGH 326, ALSO 328, AND THIS IS THE PLANNING COMMISSION RECOMMENDATION. THERE

IS ONE SLIGHT VARIATION FROM THE NEIGHBORHOOD RECOMMENDATION, AND IT FOCUSES ON THAT TRACT 323, WHICH IS THE AFFORDABLE HOUSING PROJECT THAT MS. CO. OMENTI MENTION. THE NEIGHBORHOOD WAS SIMPLY OPTING THAT PROPERTY OUT, WHICH MEANS THAT THE PROPERTY WOULDN'T BE ELIGIBLE FOR ESSENTIALLY THE INCENTIVES TO DO VMU. THE PLANNING COMMISSION RECOMMENDED TO ACTUALLY REDRAW THE VMU OVERLAY DISTRICT BOUNDARIES AND EXCLUDE THAT PROPERTY FROM THE OVERLAY DISTRICT, SO I JUST WANTED TO MAKE SURE THAT DISTINCTION WAS CLEAR. THE THIRD -- I'M SORRY, THAT IS THE THIRD RECOMMENDATION THAT I JUST OUTLINED FOR YOU, AND THEN FINALLY THE 60% OF MEDIAN FAMILY INCOME AFFORDABILITY LEVEL IS THE FOURTH AND FINAL RECOMMENDATION -- OR MOTION.

MAYOR WYNN: THANK YOU, MR. ADAMS. QUESTIONS OF STAFF, COUNCIL? COMMENTS? IF NOT I'LL ENTERTAIN THIS MOTION.

AND MAYOR, I'LL MOVE TO POSTPONE ON MOTION 1 AND TO APPROVE THE PLANNING COMMISSION RECOMMENDATIONS ON FIRST READING ON ITEMS 2, 3 AND 4.

MAYOR WYNN: MOTION BY COUNCIL MEMBER MCCRACKEN TO CLOSE THE PUBLIC HEARING AND APPROVE ON FIRST READING ONLY FOR MOTION NO. 1, POSTPONING THIS TRACT 327 TO JANUARY 10, 2008 AND THE PLANNING COMMISSION RECOMMENDATION ON MOTIONS 2, 3 AND 4, SECONDED BY COUNCIL MEMBER MARTINEZ. FURTHER COMMENTS?

MCCRACKEN: MAY I SAY ONE MORE THING TOO, AND I'VE SAID THIS BEFORE, BUT WHEN WE WERE INITIALLY WORKING THROUGH THE VMU OVERLAY AND THE -- TO IMPROVE DENSITY, AS PAUL HILGERS, HE CAME TO ME AND SAID, YOU KNOW, IN AUSTIN WE DON'T DO -- ALL THE BONUSES WITHOUT INCLUDING PUBLIC VALUES IN THEM. IT'S REALLY IMPORTANT TO WHO WE ARE, AND HE WAS TOTALLY RIGHT. I THINK WHAT PAUL DID IN PROVIDING HIS GREAT ADVICE IS THAT IT DEFINITELY COMPLETELY CHANGED WHAT THIS WAS FROM JUST A TOOL TO DENSITY INTO A TOOL TO ACHIEVE COMMUNITY VALUES. SO PAUL, I REALLY APPRECIATE YOUR VISION AND YOU COMING TO THIS MADE A HUGE

DIFFERENCE.

MAYOR WYNN: AGAIN, A MOTION AND SECOND ON THE TABLE, FIRED READING ONLY. FURTHER COMMENTS? COUNCIL MEMBER KIM?

KIM: I'D LIKE TO SAY THANK YOU FOR EVERYONE WHO PUT IN SUCH HARD WORK, ESPECIALLY THE NEIGHBORHOODS WHO WENT TRACK BY TRACK AND I SAW THE MAPS, YOU HAD DIFFERENT COLORS AND YOU PUT IN SO MUCH WORK. I REALLY WANT TO COMMEND YOU FOR ALL YOUR DEDICATION AND EFFORT -- AND OF COURSE TO COUNCIL MEMBER MCCRACKEN FOR HAVING THE VISION AND FOR WORKING THROUGH THE DETAILS AND HELPING EVERYONE ELSE TO UNDERSTAND WHAT VMU IS. AND THAT NOW IS DEFINITELY A PART OF OUR PLANNING LEXICON. SO THANK YOU AND CONGRATULATIONS.

MAYOR WYNN: FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: AYE. OPPOSED? MOTION PASSES ON FIRST READING ONLY WITH A VOTE OF 7-0. FOR THE RECORD, WE DID NOT AND WILL NOT ON OUR EXECUTIVE SESSION AGENDA TAKE UP ITEMS 58 REGARDING THE GREEN WATER TREATMENT PLANT. THERE BEING NO MORE BUSINESS BEFORE THE CITY COUNCIL, WE STAND ADJOURNED. IT IS 10:18 P.M.

End of Council Session Closed Caption Log